

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 63-34906

Priority: May 26, 2020

Maximum Diversion Rate: 0.12 CFS

Maximum Diversion Volume: 9.9 AF

It is hereby certified that:

THOMAS L HULME
OR
CAROL HULME
9243 N HANLEY PL
EAGLE ID 83616-1403

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 26, 2020, and has submitted Proof of Beneficial Use on May 24, 2021. An examination confirms water is diverted from:

Source : GROUND WATER

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.06 CFS	9.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF

Location of Point(s) of Diversion

GROUND WATER NW¼ NW¼, Sec. 17, Twp 05N, Rge 01W, B.M. ADA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01W	17						2.0											2.0

Total Acres: 2.0

Place of Use: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01W	17						X											

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01W	17						X											

Conditions of Approval

- Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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MAY 01 2023

State of Idaho
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Water Right License
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2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
3. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 23rd day of April, 2023.



COREY SKINNER
Southern Regional Manager

State of Idaho
Department of Water Resources
Attachment to Water Right
63-34906

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.035 0.07 0.14 Miles

-  Point of Diversion
-  Place Of Use Boundary



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Department of Water Resources
Attachment to Water Right
63-34906

This map depicts the STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.035 0.07 0.14 Miles

-  Point of Diversion
-  Place Of Use Boundary



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Department of Water Resources
Attachment to Water Right
63-34906

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.035 0.07 0.14 Miles

A horizontal scale bar with tick marks at 0, 0.035, 0.07, and 0.14 miles.

-  Point of Diversion
-  Place Of Use Boundary



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MAY 01 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 63-34906
Exam Date: 03/08/2023

1. Current Owner:

THOMAS L HULME 9243 N HANLEY PL EAGLE ID 83616-1403 OR
CAROL HULME 9243 N HANLEY PL EAGLE ID 83616-1403

2. SOURCE:

GROUND WATER

Method of Determination: Field Exam Observation**B. OVERLAP REVIEW**

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

Water Right No.	Source	Purpose of Use	Basis
63-17891	Ground water	Domestic	Decreed

Comments: I have mentioned the above water right only because it may be associated (with no certainty) with a pre-existing well on the property. However, historical documentation only makes it possible to confirm that the water right is appurtenant somewhere in the NWNW, 05N, 01W, Section 17 which has numerous individual parcels.

2. Other water rights with the same point-of-diversion: **None****C. DIVERSION AND DELIVERY SYSTEM**1. **LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER NW¼ NW¼, Sec. 17, Twp 05N, Rge 01W, B.M. ADA County

Method of Determination: Field Exam Observation*Field Exam***PLACE OF USE:** IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01W	17						2.0											2.0

Total Acres: 2.0

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01W	17						X											

PLACE OF USE: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01W	17						X											

Method of Determination:

3. X Delivery System Diagram Attached (required). Indicate all major components and distances between components.
 X Indicate weir size/pipe as applicable.
- X Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- X Aerial Photo Attached (required for irrigation of 10+ acres).
- X Photo of Diversion and System Attached

D. FLOW MEASUREMENTS

1. Measurements: None taken per IDAPA 37.03.02 Beneficial Use Exam Rules

$$2.0 \text{ acres} \times 0.03 \text{ cfs/acre} = \mathbf{0.06 \text{ cfs}}$$

E. VOLUME CALCULATIONS

1. Volume Calculations for irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2.0 \text{ acres} \times 4.5 \text{ AFA} = 9.0 \text{ AF}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.03 \text{ cfs} \times 260 \text{ days} \times 1.9835 = 15.47 \text{ or } 15.5 \text{ AF}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \mathbf{9.0 \text{ AF}}$$

2. Volume Calculations for Other Uses:

Domestic: Standard in-house allowance for domestic use is **0.6 AF**.

Stock Water: A combination of 21 head of horses and range cattle: $12 \text{ gpd} \times 21 \times 365 \text{ days} = 91,980 \text{ gallons}$

$$91,980 \text{ gallons} / 325,850 \text{ gal/AF} = 0.28 \text{ AF or } \mathbf{0.3 \text{ AF}}$$

F. NARRATIVE/REMARKS/COMMENTS

On March 08, 2023 Benny Walker (IDWR employee) and I met with permit holder Carol Hulme and conducted a field exam for the developed uses of permit number 63-34906. The developed water use for permit 63-34906 is from a new well (tag number D0082837) that provides domestic water for in-house culinary uses, stock water, and for the irrigation of residential lawn, landscaping, and pasture.

Permit 63-34906 was approved for a total of 0.12 cfs of groundwater; 0.06 cfs for the irrigation of 2.0 acres, 0.02 cfs for stock water and 0.04 cfs for in-house domestic use. The developed use from the new well consists of 2.0 acres of irrigation for residential turf, landscaping, trees, shrubs, etc. and a livestock pasture. Developed stock water use consists of stock troughs and general water use associated with caring for livestock. Domestic use consists of in-house culinary water.

Maps from the Ada County Assessor indicate the parcel boundary being within Section 17 which agrees with the actual legal description of the parcel. Current Idaho Dept. of Water Resources (IDWR) maps display a portion of the parcel boundary crossing over into section 18. This problem is due to IDWR GIS mapping errors and does not affect actual water use on the parcel.

Conditions on the permit have been complied with and I recommend licensing Permit 63-34906 for a total diversion rate of 0.12 cfs and 9.9 AF; with 0.06 cfs/ 9.0 AF for the irrigation of 2.0 acres, 0.02 cfs/0.3 AF for 11-25 head of stock, and 0.04 cfs/ 0.6 AF for the in-house domestic use.

Have conditions of permit approval been met? ☒ Yes ☐ No

G. RECOMMENDATIONS**1. Recommended Amounts**

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Volume</u>
IRRIGATION	03/01 to 11/15	0.06 CFS	9.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF

Totals:**0.12 CFS****9.9 AF****2. Recommended Amendments**

_____ Change P.D. as reflected above _____ Add P.D. as reflected above X None

_____ Change P.U. as reflected above _____ Add P.U. as reflected above X None

I. AUTHENTICATION

Kent Aasa -

Field Examiner's Name

Date

Reviewer

Date

63-34906 POD



63-34906 Domestic POU



Field Exam 63-34906

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MAY 01 2023

63-34906 Irrigation POU



63-34906 Stock Water POU





Ada County Assessor

R3432321650

Description

9243 N HANLEY PL EAGLE, ID 83616-0000

[View in the Assessor Online Property System](#)

Details

Parcel Number
R3432321650

Zoning Code
RR

Tax Code Area
69

Total Assessed Value
935400

Assessed Acres
5.09

Property Tax Year
2023

Parcel Type
Residential

Address
9243 N HANLEY PL EAGLE, ID 83616-0000

Assessor ID
LOT 33 HANLEY D L TRACTS

Search...

Sign in

I want to...

Tools



63-34906

Field Exam 63-34906



R3432321650

0 100 200ft

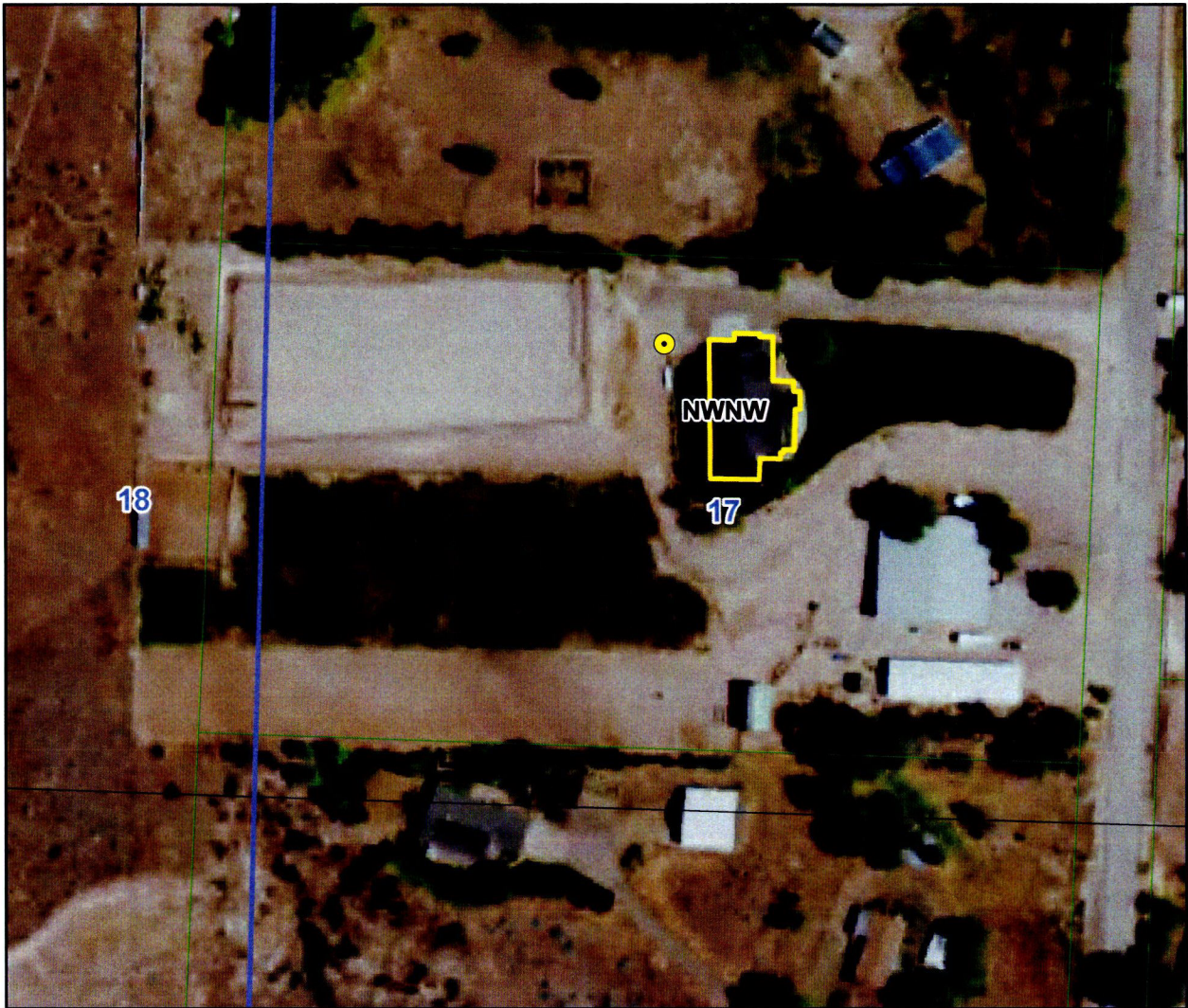
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State of Idaho
Department of Water Resources

Water Right

63-34906 Domestic

Thomas L Hulme



0 0.015 0.03 0.06 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion



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State of Idaho
Department of Water Resources

Water Right

63-34906 Stock Water

Thomas L Hulme



0 0.02 0.04 0.08 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion



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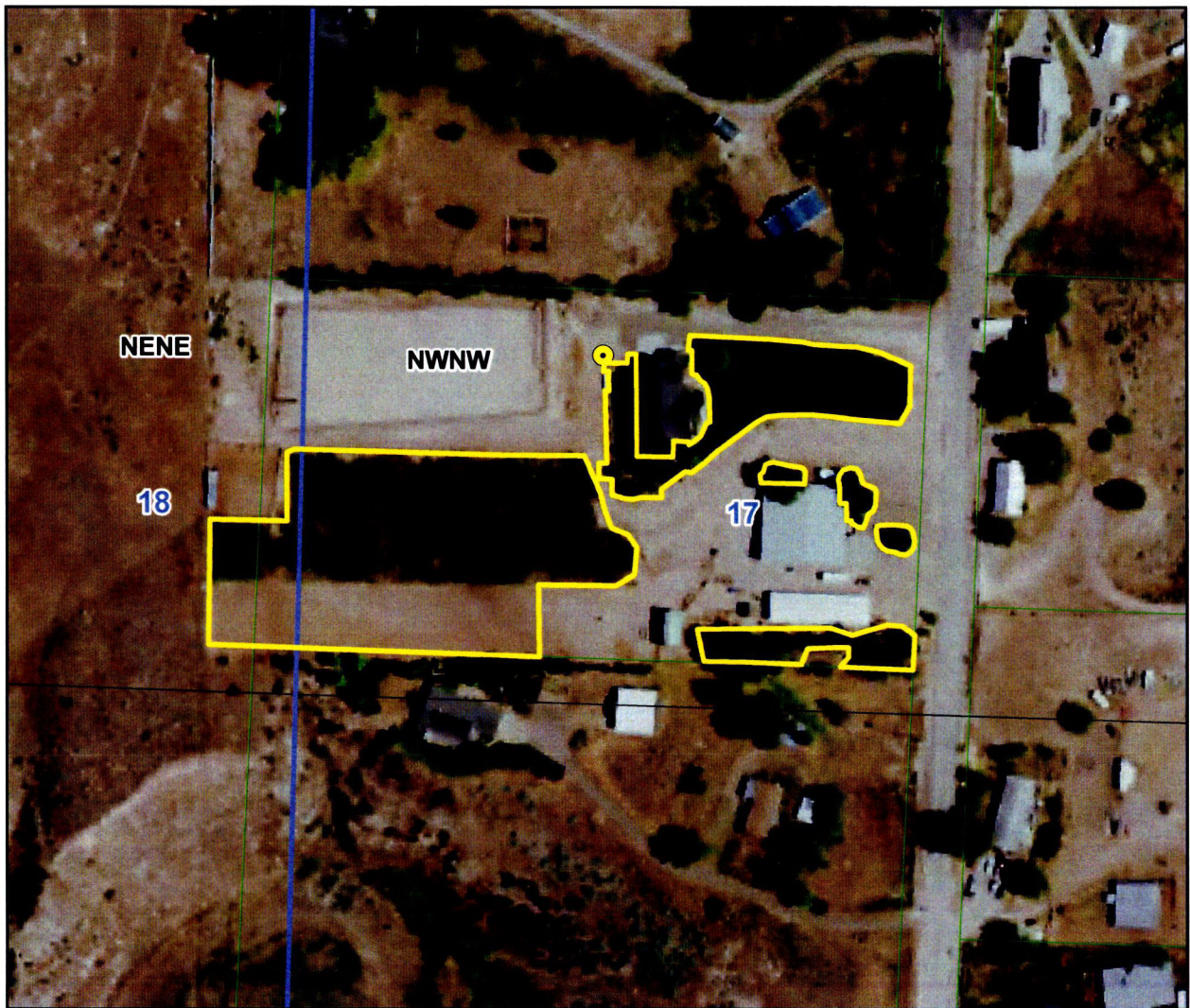
MAY 01 2023

State of Idaho
Department of Water Resources

Water Right

63-34906 Irrigation

Thomas L Hulme



0 0.02 0.04 0.08 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion



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MAY 01 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

April 27, 2023

THOMAS L HULME
CAROL HULME
9243 N HANLEY PL
EAGLE ID 83616-1403

RE: License No. 63-34906

ISSUANCE OF LICENSE

Correspondence

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Corey Skinner
Southern Regional Manager

Enclosure(s)

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MAY 01 2023

CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2023, I served a true and correct copy of Water Right License No. 63-34906 by U.S. Mail, postage prepaid, to the following:

THOMAS L HULME (Current Owner)
CAROL HULME (Current Owner)
9243 N HANLEY PL
EAGLE ID 83616-1403



Denise Maline
Administrative Assistant 1

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.