

MEMORANDUM

June 20, 1996

TO: Water District 57D File

FROM: Cindy Hodges *chl*

RE: 1996 Deliveries and Watermaster Appointment

I spoke with Mike Ihli, representing Jay Hulet, this morning. Mike reports that Sinker Creek is flowing at approximately 40 cfs above Hulet Reservoir. The reservoir is no longer spilling. Mr. Hulet and Paul Nettleton (Joyce Livestock) are attempting to negotiate deliveries at Hulet Dam, with variable success. Tyson Ranch is not diverting, and adequate flows are still available at Nahas Ranch. The Watermaster has not yet been called.

During our conversation, Mr. Ihli requested information regarding past Watermaster deliveries to Joyce Livestock below Hulet Dam. His questions specifically related to the interpretation of public waters and the fact that irrigation return flows into the Sinker Creek channel must be re-measured if they are re-diverted. He indicated that Mr. Hulet and Mr. Nettleton are in disagreement over total diversions by Joyce Livestock.

It is obvious to me that Mr. Hulet and Mr. Nettleton are attempting to extend the non-regulatory period for Sinker Creek by privately undertaking deliveries in the absence of a Watermaster. While this is not necessarily inappropriate, the history in this District suggests that these two individuals cannot maintain amiable relations for very long. If their intent is to make deliveries on their own, it is only a matter of time before Department personnel will begin fielding telephone calls at all levels from both parties.

Therefore, I made it clear to Mr. Ihli that, effective today, I will not offer further advice or information to either party to facilitate water deliveries on Sinker Creek, as that is the role of the Watermaster. I explained our policy regarding technical assistance (per Steve Lester memo of 3/15/96) and stated that **the next request for assistance will be interpreted as a call for a Watermaster, and that the Watermaster would be appointed.** In the interim, Mr. Hulet and Mr. Nettleton are free to negotiate deliveries in any manner that is satisfactory to them both.

To avoid misinterpretation in the application of the above policy, I request that any calls for assistance from water users within Sinker Creek Water District, or their representatives, be forwarded directly to me.

cc: Steve Lester
Tim Luke
Norm Young

Let 20/96 cjr

1:35 Owyhee Treas. office

Hulet	780	1388.75
Netleton	900	1354.50
Nahas	240	206.64
Tyson	80	20.00

↑
96 Budget

2969.89

collected
this year

Auditor (act 9166 for 57D)

paid 4/22/96 2509.89

Watermaster

~~422.06 Bal~~

~ 2200 balance
in 57D account