

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A27-07089  
Date Received: 3/31/1989  
Receipt No: E006626  
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: DAVID H. HATCH 208-785-1094  
Address: 58 EAST RICH LANE  
BLACKFOOT, ID 83221

OR

Name: PRISCILLA E. HATCH 208-785-1094  
Address: 58 EAST RICH LANE  
BLACKFOOT, ID 83221

A2707089

2. Date of Priority: JUN 03, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 02S      | 36E   | 31      | NW     | NE     | SE     |     | BINGHAM |

5. Description of diverting works:  
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 3.000  |      |        |

7. Total Quantity Appropriated is:  
3.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 375.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

A27-07089

Page 1

Date: 03/31/89

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NOV 12 1992

**10. Place of Use:**

| Township | Range | Section | 1/4 | of 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|--------|-----|-----|-------|
| 02S      | 36E   | 31      | SW  | NE     |     | IRR | 40.0  |
|          |       |         | SE  | NE     |     | IRR | 32.0  |
|          |       |         | NE  | SE     |     | IRR | 40.0  |
|          |       |         | NW  | SE     |     | IRR | 38.0  |

Section Acres 150.0

**Total Acres**      150.0

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? YES

**13. Other Water Rights Used:**

N/A

14. Remarks:

P/O CHANGES: OMIT 33 AC. IN SWSE, AND 39 AC. IN SESE, SEC 31.  
AND ADD 40 AC. IN SWNE AND 32 AC. IN SENE OF SEC. 31.

15. Basis of Claim: LICENSE

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16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

**For Individuals:**

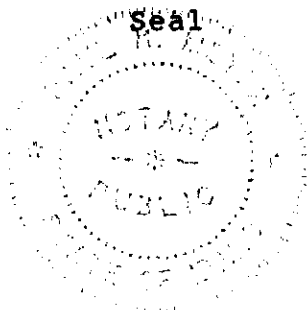
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *David K. Hatch* Date: 3-31-89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of BOISEVILLE ) SS.

Subscribed and sworn (or affirmed) before me this 31 day  
of MARCH 19 89

*[Signature]*  
Notary Public



Residing at IDAHO FALLS  
My Commission Expires 9-12-94

R35E

R36E

A27.07089

25

30

30

29

36

31

31

32

(40)

(32)

P/D

(38)

(40)

36

31

31

32

T2S

6

6

5

T3S

P/U

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NOV 12 1992

Log for claim 27-07089

Spatial Dynamics BTD

12/28/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|----------------|-----|------|------------------|----------------|---------|
| 02s36e         | 31  | SENE | 32               | 34             |         |
| 02s36e         | 31  | NWSE | 38               | 36             |         |
| 02s36e         | 31  | SWNE | 40               | 39             |         |
| 02s36e         | 31  | NESE | 40               | 38             |         |
| <b>Totals:</b> |     |      | 150              | 147            |         |

AJ5809WP  
No. A27-07089

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00  
PAGE: 101

| OWNER<br>CODE | NAME & ADDRESS     | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | PRISCILLA E HATCH  | 06/03/1977       | IRRIGATION | 04-01 11-01           | 3.000 CFS         |                     |
| C             | DAVID H HATCH      |                  |            |                       |                   |                     |
|               | 58 E RICH LN       |                  |            |                       |                   |                     |
|               | BLACKFOOT ID 83221 |                  |            | TOTAL DIVERSION:      | 3.000 CFS         |                     |
|               | (208) 785-1094     |                  |            | CONSUMPTIVE USE:      |                   | 375.00 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R36E S31

NWNESE

BINGHAM County

Place of use Legal Description for: IRRIGATION

| NE   |     |      |    | NW   |    |      |    | SW   |    |      |    | SE   |    |      |    |             |    |      |    |      |    |      |    |      |    |       |    |      |    |      |     |  |       |
|------|-----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|-------------|----|------|----|------|----|------|----|------|----|-------|----|------|----|------|-----|--|-------|
| NENE |     | NWNE |    | SWNE |    | SENE |    | NENW |    | NWNW |    | SWNW |    | SENW |    | NESW        |    | NWSW |    | SWSW |    | SESW |    | NESE |    | NWSE  |    | SWSE |    | SESE |     |  |       |
| T    | R   | S    | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac          | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac    | Lt | Ac   | Lt | Ac   | SUM |  |       |
| 02S  | 36E | 31   | :  |      |    |      | 40 |      | 32 | :    |    |      |    |      |    |             |    |      |    |      |    |      |    |      |    |       |    |      |    |      |     |  |       |
|      |     |      |    |      |    |      |    |      |    |      |    |      |    |      |    |             | 40 |      | 38 | :    |    |      |    |      |    |       |    |      |    |      |     |  | 150.0 |
|      |     |      |    |      |    |      |    |      |    |      |    |      |    |      |    | TOTAL ACRES |    |      |    |      |    |      |    |      |    | 150.0 |    |      |    |      |     |  |       |

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: N/A

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00001J A01-00298 A27-00022D A27-00035D

Conditions of Approval:

- R30 - This right when combined with all other rights shall provide no  
- more than .02 cfs per acre nor more than 3.5 afa per acre for  
- irrigation of the lands above.

Remarks: GEN P/D CHANGES: OMIT 33 AC. IN SWSE, AND 39 AC. IN SESE, SEC 31.  
AND ADD 40 AC. IN SWNE AND 32 AC. IN SENE OF SEC. 31.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag: C

Audit: 03/31/89 MEYER 10/11/94 JTHOMPSO 03/29/95 POST-STD

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right 27-7089 Priority June 3, 1977 Amount 3.0 cfs

THIS IS TO CERTIFY, that David Hatch  
of Blackfoot, Idaho, has complied with the terms and conditions of Permit  
No. 27-7089 issued pursuant to Application for Permit dated June 3, 1977,  
and has submitted proof to the Department of Water Resources on December 12, 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 3.71 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, 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          |
|----------------|------------------------------------------|-----------------------|------------------------|
| Irrigation     | from <u>April 1</u> to <u>November 1</u> | at <u>2.0</u> cfs and | <u>525.0</u> acre feet |
|                | from _____ to _____                      | _____ cfs and         | _____                  |
|                | from _____ to _____                      | at _____ cfs and      | _____                  |
|                | (both dates inclusive)                   |                       |                        |

Subject, however, to the condition that no more than 3.0 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  
525.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 31, Twp.  
2S, Rge. 36E in the County of Bingham

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Total |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|-------|
|      |       |      | 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 $\frac{1}{4}$ |       |
| 2S   | 36E   | 31   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 38               | 53               | 39               | 150   |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |       |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |       |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |       |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |       |

Total number of acres irrigated 150

This right when combined with all other rights shall provide no more than 0.02 cfs  
per acre nor more than 3.5 afa per acre for the lands above.

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 31<sup>ST</sup> day of  
October, 19 81.

Acting for the Director

*Norman C. Young*

Identification No. 27 7089

Application No. \_\_\_\_\_

**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 David Hatch Phone: 785-1094  
post office address Rt. #3, Blackfoot, Idaho 83221
2. Source of water supply ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NE 1/4 of SE 1/4 of Section 31 Township 2S  
Range 36E B.M. Bingham County; additional points of diversion if any: \_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_ 1/4  
of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 3.20 for Irrigation purpose from Apr. 1 to Nov. 1 (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. 3.20 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinkler system  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 16 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$ 15,000.00
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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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 |        |
| 2S   | 36E   | 31   |        |        |        |        |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 160    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 160

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

Surface rights from Blackfoot Irrigation and Eastern Idaho Water.

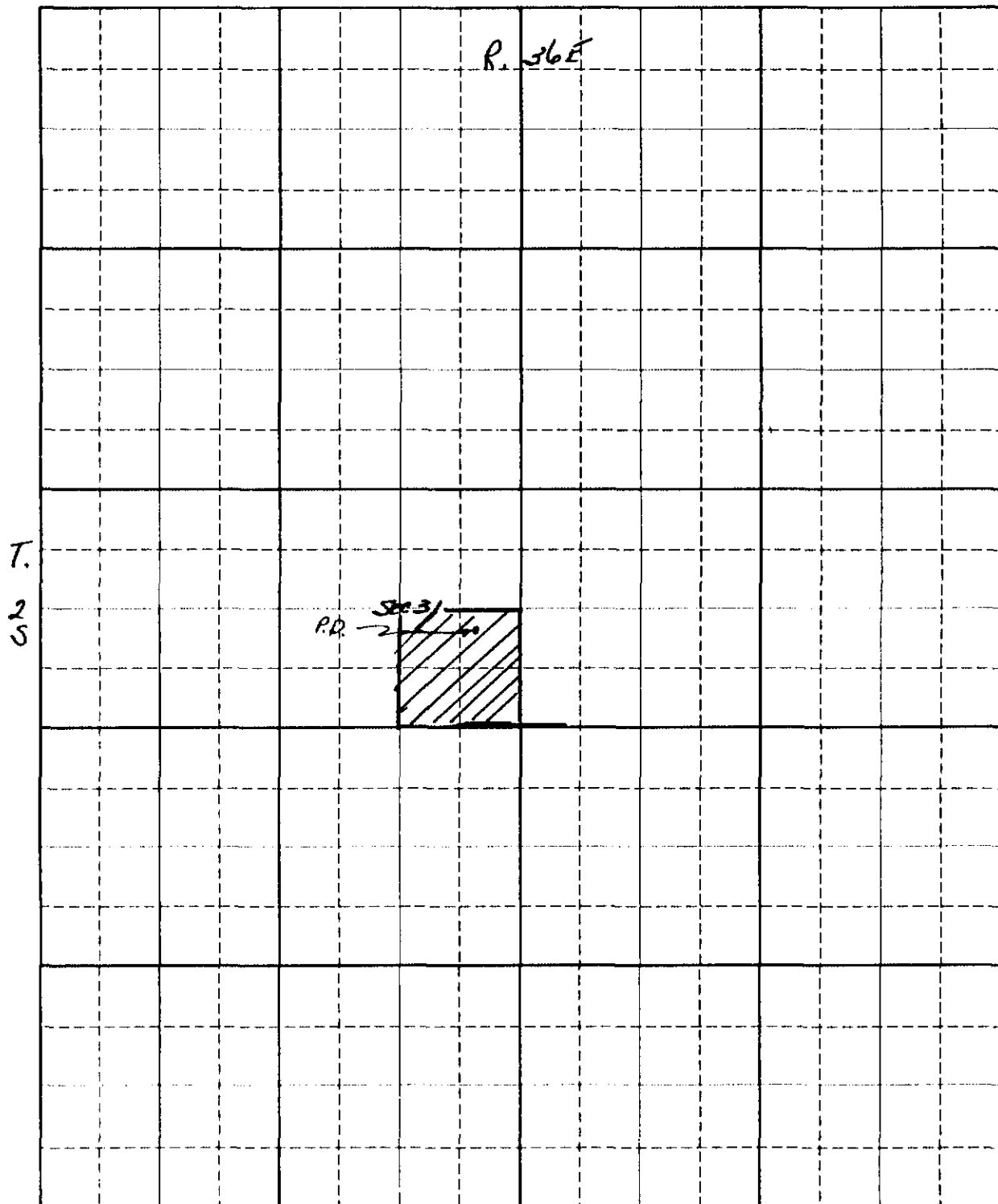
9. a. Who owns the property at the point of diversion Applicant

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 \_\_\_\_\_

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.

David White  
(Applicant)

Proposed Priority 6/ 3/77

Received by CU Date 6-03-77 Time 12:15 P.

Preliminary check by BR Fee \$ 55.00

Received by CU Date 6-03-77 # 6327

Publication prepared by CU Date 6-10-77

Published in Blackfoot News

Publication dates June 16 & 23-1977

Publication approved The Date June 30, 1977

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by fg

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

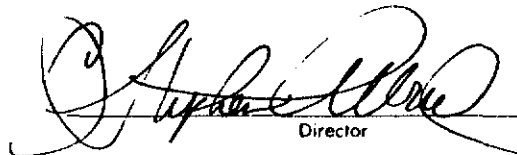
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7089, and said application is hereby APPROVED.

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 July 1, 19 82.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

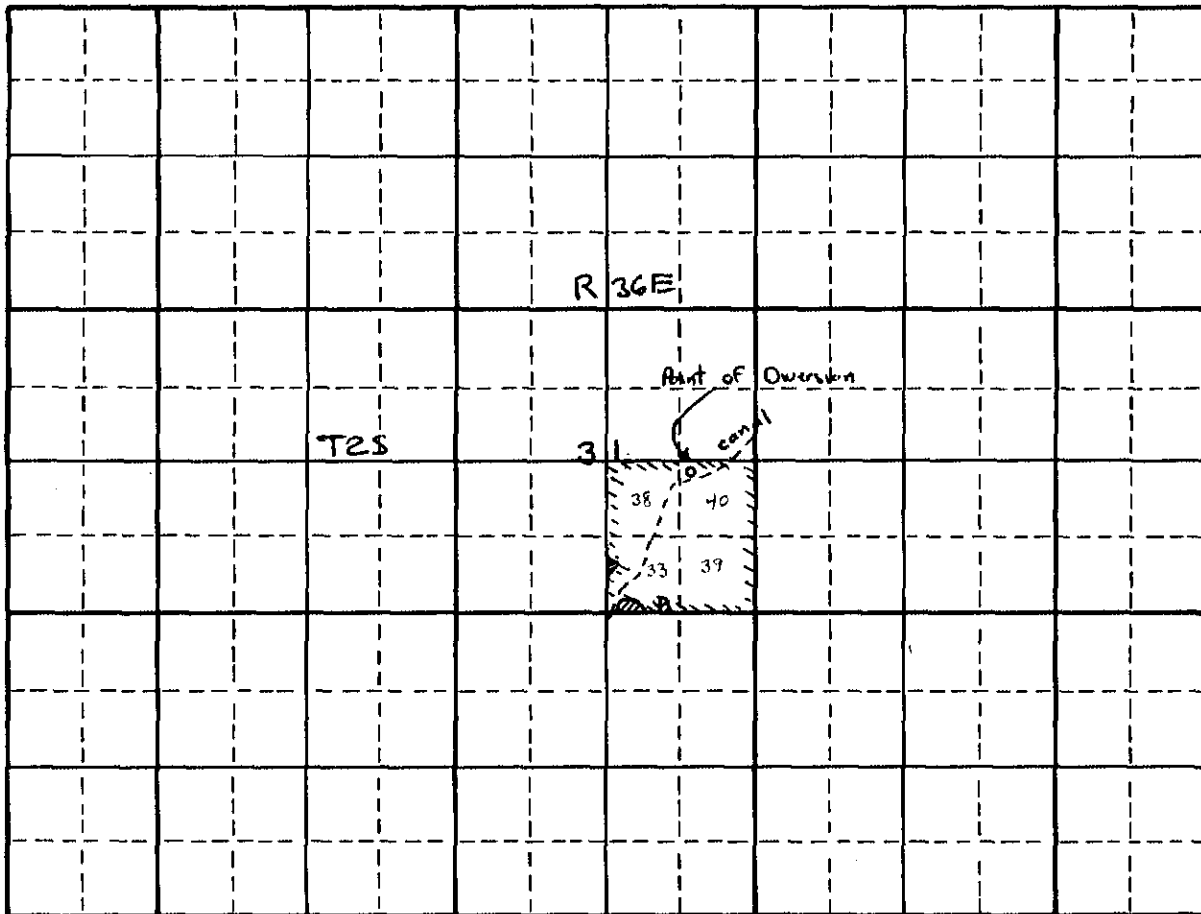
The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 29<sup>th</sup> day of July, 19 77.

  
Director

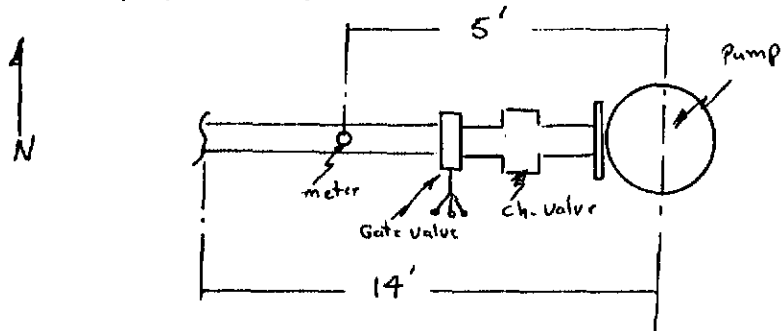


MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NE 1/4 of SE 1/4 SECTION 31 T2S R36E

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 |        |
| 2S   | 36E  | 31   |        |        |        |        |        |        |        |        |        |        |        |        | 40     | 38     | 33     | 39     | 150    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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

*[Handwritten signatures]*

Date 6-12-81

Date 6-15-81

Date 6-15-81

