

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: A29-04208

Date Received: 11/30/1989

Receipt No: 501553

Received By: DEW

JAN - 9 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: F. EUGENE RINDLISBAKER 208-648-7782
Address: 2792 RINDLISBAKER RD.
BANCROFT, ID 83217

OR

Name: LAYNE A. RINDLISBAKER 208-648-7782
Address: 2792 RINDLISBAKER RD.
BANCROFT, ID 83217

2. Date of Priority: APR 02, 1883

3. Source: EIGHTEEN MILE CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07S	39E	7	NW SW	3	CARIBOU

5. Description of diverting works:
DIVERSION DITCH TO HOLDING POND TO PLACE OF USE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.110		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is 492.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/300 BEEF CATTLE.

A2904208



A29-04208

Page 1

Date: 12/08/89

MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	39E	12	SE		SW		IRR	40.0
			SW		SE		IRR	40.0
							Section Acres	80.0
		13	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			NE		NW		IRR	37.0
							Section Acres	117.0
							Total Acres	197.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
N/A

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 X 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):

Lyle H. Riedlitz

Date:

1/6/90

James Riedlitz

Date:

1-6-90

State of Idaho

County of

Caribou

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 6th day

of January 19 90

Seal

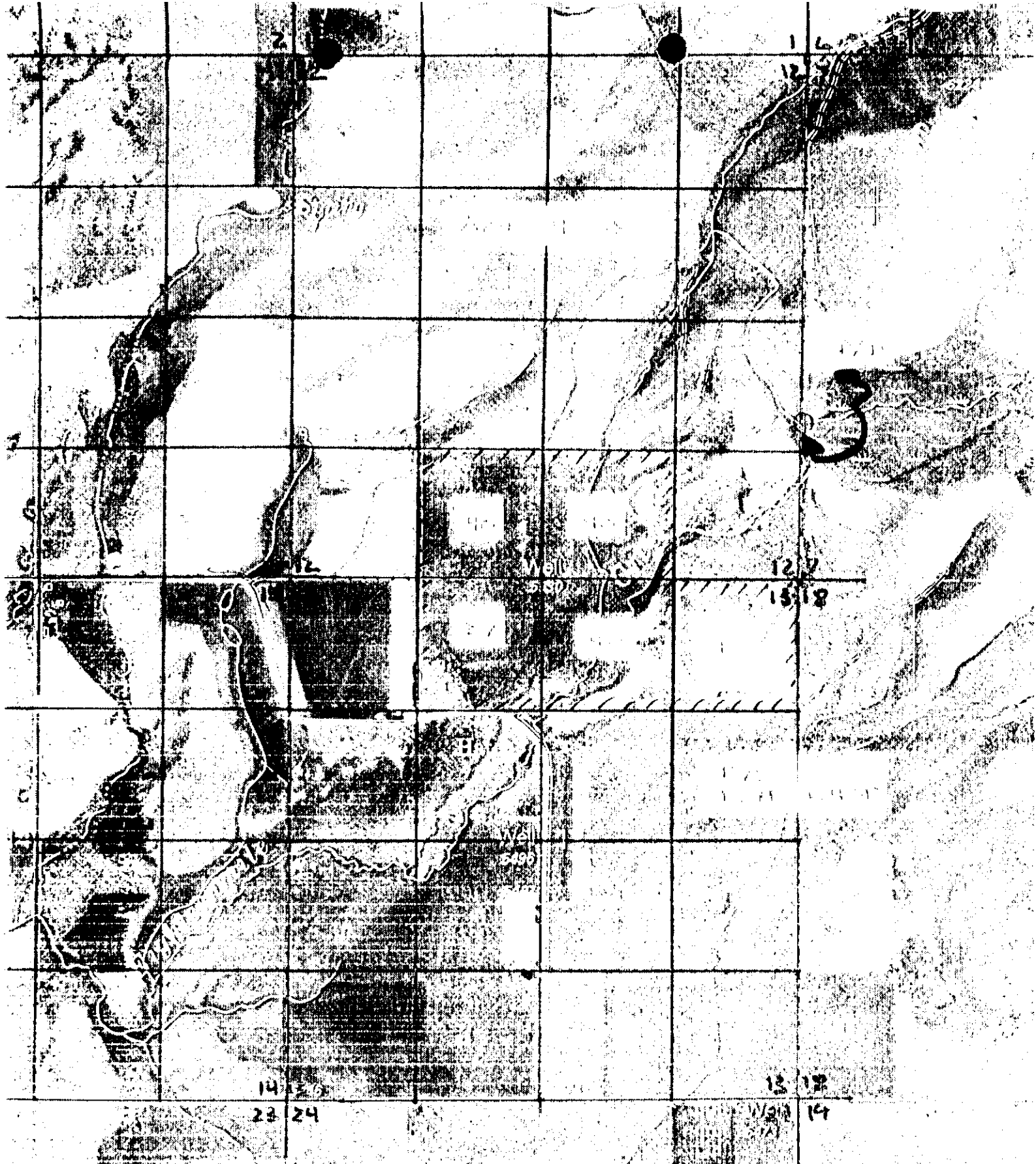
Agnes Knowles
Notary Public

Residing at

Bencroft, Idaho

My Commission Expires

Aug. 21, 1993.



MICROFILMED

NOV 13 1992

Log for claim A29-04208

Spatial Dynamics LTD

6/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	12	SESW	40	37	
07s39e	12	SWSE	40	38	
07s39e	13	NENE	40	40	
07s39e	13	NWNE	40	40	
07s39e	13	NENW	37	31	
Totals:			197	186	

AJ5809NP
No. A29-04208

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 94

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	F EUGENE RINDLISBAKER	04/02/1883	IRRIGATION	04-01 11-01	1.110 CFS	
C	LAYNE A RINDLISBAKER 2792 RINDLISBAKER RD BANCROFT ID 83217 (208) 648-7782		STOCKWATER	01-01 12-31	0.070 CFS	
TOTAL DIVERSION:					1.110 CFS	
CONSUMPTIVE USE:						492.50 AFA

Water Source: EIGHTEEN MILE CREEK

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T07S R39E S07 Lot03(NWSW)

CARIBOU County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07S	39E	12	:					:					:				40	:				40	:	80.0
07S	39E	13	:	40		40		:	37				:					:					:	117.0
TOTAL ACRES																							197.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CARIBOU

Non-Irrigation Uses: S/300 BEEF CATTLE.

Other Rights: N/A

Other Water Rights Listing Overlapping Place(s) of Use:
A29-04209

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 12/08/89 MEYER 07/20/94 THOMPSON 03/29/95 POST-STD

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that William N. Hatch
(Name of Claimant)
Box 413 Hyde Park Utah 84318 Telephone No. 563-5719
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) April 2, 1883
A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Eighteen Mile Creek tributary to Sinks
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>1.11cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>March 15</u>	To <u>Sept. 15</u>
Quantity	<u>0.02cfs</u>	Use <u>Stock</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 1.11cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
(1 of 3) NW 1/4 SW 1/4, Sec. 7 Twp. 7S Rge. 39E B.M., County of Caribou
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Diversion ditch to holding pond for gravity fed and sprinkler system

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7S	39	12											40				40		80
		13	40	40			40												120

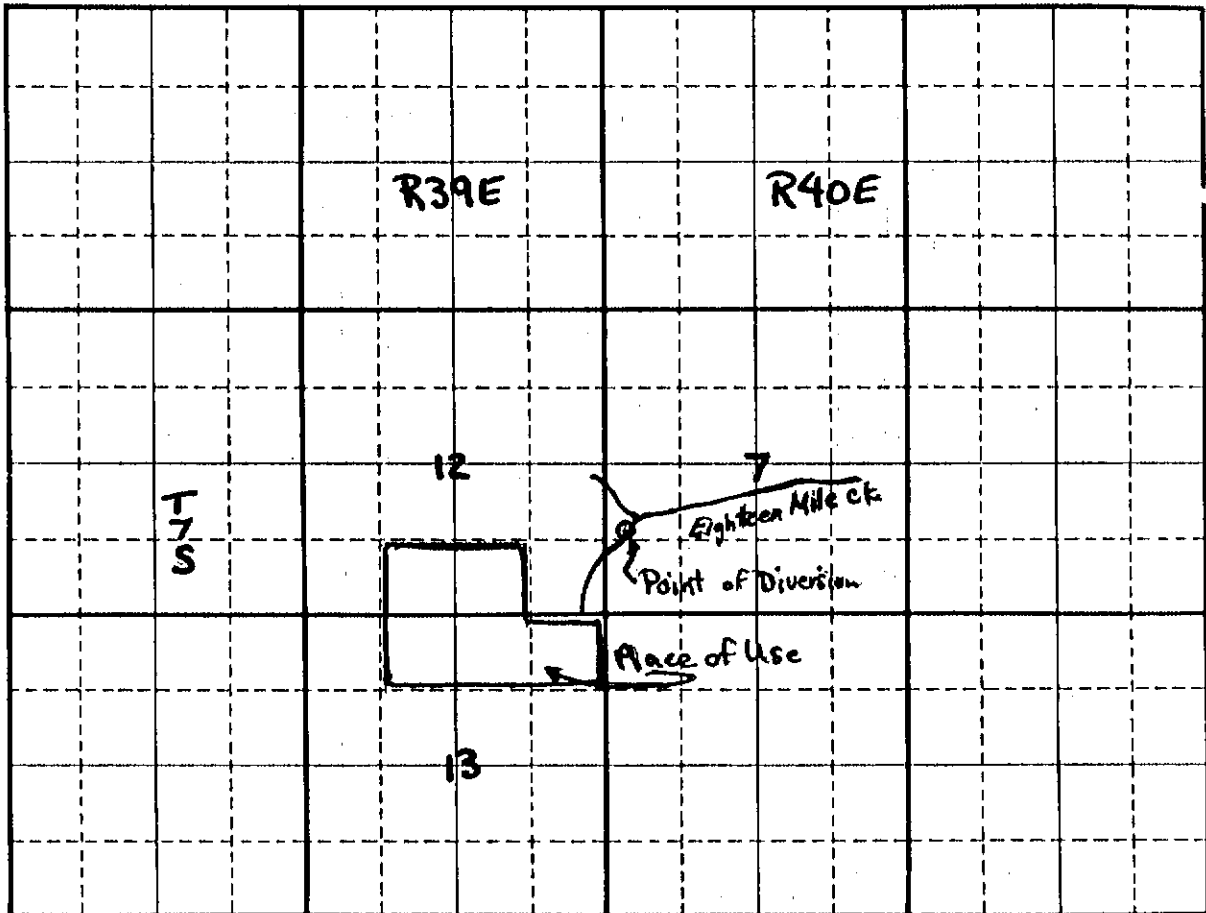
No. of acres 200

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Stockwater for 50 head cattle

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of

Bonneville

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 23rd day of October

19 81

William M. Hatcher
(Claimant)

Valley Way
Notary Public
Residing at Idaho Falls, Id.

My commission expires 6/15/85

FOR DEPARTMENT USE ONLY

Received by KCWB Date 10-23-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by SM Date 10-23-81 claimant by: _____
\$30.00 fee received by BRS Date 10-23-81
Published in Bonneville County, Id. # 19132
Dates 11-5 & 11-12-81

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	F EUGENE RINDLIBAKER	04/02/1883	IRRIGATION	04-01 11-01	1.11 CFS	
C	LAYNE A RINDLIBAKER 2792 RINDLIBAKER RD BANCROFT ID 83217 (208) 648-7782		STOCKWATER	01-01 12-31	0.07 CFS	
					TOTAL DIVERSION:	1.11 CFS
					CONSUMPTIVE USE:	492.50 AFA

Water Source: EIGHTEEN MILE CREEK

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T07S R39E S07 Lot03(NWSW)

CARIBOU County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM
07S	39E 12	:				:				:				:				:
07S	39E 13	:	40		40	:			37	:				:				:
																	TOTAL ACRES	197.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CARIBOU

Non-Irrigation Uses: S/300 BEEF CATTLE.

Other Rights: N/A

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

MICROFILM
NOV 19 1994

June 1 1881

POOR ORIGINAL

Spt 20, 1985

To Dept of Water Resources

This is a statement as to the use of the water that has been used on this place & the reason as to why I claim water out of Eighteen Mife

Thomas Hatch originally Homesteaded this Farm & the neighbor farm & in 6/1/1881 he claimed a water right on ~~(later he sold the neighbor farm & the original filing is recorded on the neighbors Deed.)~~ He then sold the farm to his son Leonard Hatch who in return split the farm & sold half to a neighbor & on the neighbors Deed the original water filing is recorded. He sold the other half to my father. I have included a statement from him. The farm ground that was originally watered was by flood irrigation then in approximately 1950 my father and the neighbor bought a portable pump and 2 Hard lines and watered each others Farms then in 1969 we installed the present stationary pump. ~~There~~ Therefore this water has been put to beneficial use every since at least 1881

I do indeed use this water every year.

1

Louise H. Ruppel

NOV 13 1985

Water Location

POOR ORIGINAL

Ransom Hatch et al

Notice is hereby given that the undersigned citizens of the United States hereby claim and appropriate the water coming from the south side of what is known as 18 mile Creek Flat situated about 2 miles in an easterly direction from Ransom Hatch place of residence in Bingham Co. Idaho. Said appropriation is made and the waters are diverted by means of a ditch (3) three feet wide and eighteen inches deep with a fall conforming to the lay of the country. This water is to be conducted on to the farms of the undersigned citizens for agricultural and culinary purposes.

Dated this 20 day of May A.D. 1891

Signed Ransom Hatch

Isaac Hatch

George Williams

George C. Williams

Recorded 6/1/91 at 9 am

Geo. A. Robethan

Recorder

Transcribed from Book B of Page 91
Water Locations Records Bingham
County Idaho

A29-04208

Notice of Water-right

POOR ORIGINAL

State of Idaho
Bannock County

To All Concerned. Notice Is Hereby Given.

I.
That William L. Higginson and Anna Hogan, both of Bannock County, Idaho, hereby claim the water of Flat Canon Creek, here flowing, to the extent of fifty cubic feet per second the same being all of the flow of the head water of said creek and the springs from which the same is fed.

II
It is intended to divert said water at or near the point where this notice is posted, and more definitely described as follows:
At a point in Flat Canon on Section eight township seven South range forty East, and about two miles below the head of said Flat Canon Creek, and about five miles in a westerly-easterly direction from Chesterfield in said Bannock County.

III
The purpose or purposes for which said water is intended and intended to be used, is for agricultural and domestic purposes. The place of intended use is the lands hereinafter described.

IV
It is intended to divert said water by means of a ditch four feet wide and one and one-half feet deep running from the point of diversion to the North-east quarter of Section eight township seven South, range forty East and to be conveyed from that point to means of two ditches each three feet wide and one and one-half feet deep to the lands occupied by said claimants and hereinafter more fully described. The general course of the proposed ditch or ditches is Westward. The length of the proposed ditch or ditches is about two miles.

It is intended to use said water for irrigating the following described lands occupied by said claimants, to-wit: the North-east quarter of the North-east quarter, the North-east quarter of the North-east quarter, the North-west quarter of the North-east quarter, and the North-west quarter of the North-east quarter of Section eight township seven South, range forty East, all of which are owned by William L. Higginson.

The West-half of the North-east quarter and the South-half of the North-east quarter of Section thirteen, township seven South, range forty East, owned by Anna Hogan.

It is intended to have the works for the diversion and use
of said water, as aforesaid, completed within three years.
In Witness Whereof, the said Claimants have hereunto
set their hands, at Chesterfield, Bannock County, Idaho
on this the 8 day of June, A.D. 1896

William G. Higginson,
Alma Horgan } Claimants.

State of Idaho,
Bannock County } ss.

William G. Higginson, of lawful age, being duly
sworn according to law, deposes and says, that he is one
of the Claimants of the water-right mentioned in the
foregoing Notice and whose name is subscribed thereto,
that the statements in said Notice are true, and that
the original Notice, of which the foregoing is a true copy,
was posted in a conspicuous place at or near the place
of intended diversion (as provided by law) on the 8 day of
June A.D. 1896, at 30 minutes past 2 o'clock P.M.
William G. Higginson

Subscribed in my presence by the said William G.
Higginson and by him sworn to before me on this
the 9 day of June A.D. 1896

Wm. Blair
Justice of the Peace.

Recorded at request of E. G. Caldwell. June 17th 1896
at 5⁴⁵

Jun 21 20

John North
Recorder

A29-04208