

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: A29-04414
Date Received: 1/23/1990
Receipt No: MO05575
Received By: hat

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. PAUL HATCH, JR. 208-648-7853
Address: 1009 STALKER ROAD
BANCROFT, ID 83217

OR

Name: AUDREY HATCH 208-648-7853
Address: 1009 STALKER ROAD
BANCROFT, ID 83217

2. Date of Priority: APR 01, 1881

3. Source: EIGHTEENMILE CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	39E	13	NW	SW			CARIBOU
		14	NE	SW			CARIBOU
		15	SE	SE			CARIBOU

5. Description of diverting works:
HEADGATE, DAM, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A29-04414

Page 1

Date: 01/23/90

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	39E	14	SW		NW		IRR	20.0
			SE		NW		IRR	20.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	34.0
			SE		SW		IRR	8.0
							Section Acres	162.0
		15	NE		SE		IRR	30.0
			SE		SE		IRR	35.0
							Section Acres	65.0
							Total Acres	227.0

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:

14. Remarks:

THIS SOURCE IS ACTUALLY KNOWN AS "LOWER EIGHTEENMILE CREEK".

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 _____ 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): X a Paul Hatch V Date: 1/23/90

Date: _____

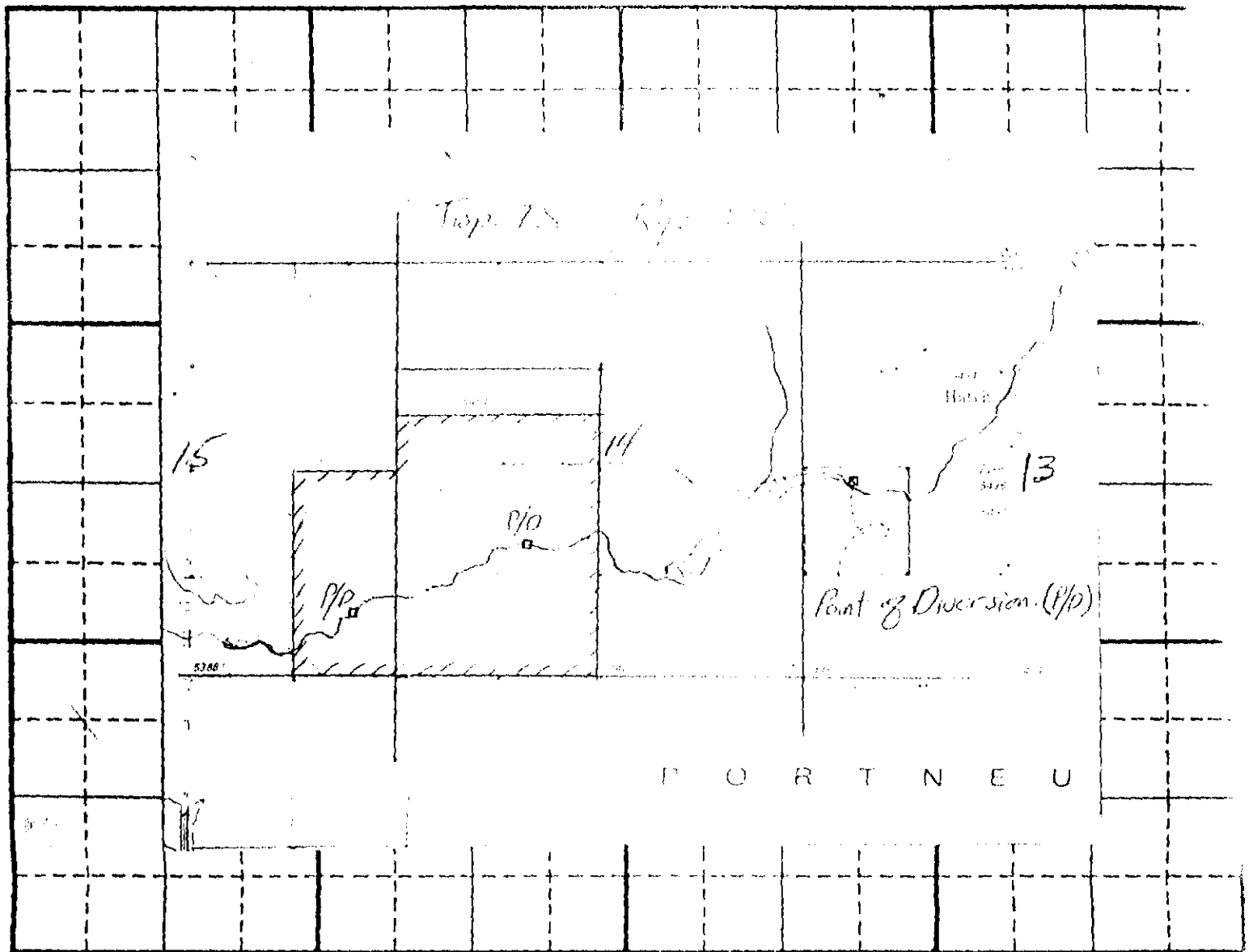
State of Idaho)
County of Cain) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of January 19 90
Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

Remarks Historically the claimant has been entitled to 4/5 of the water in Eighteen Mile Creek or 4 out of 5 days in rotation.



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 Bonanza) 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 24th day of June, 1983.

(Claimant)

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Log for claim A29-04414

Spatial Dynamics LTD

6/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	14	SWNW	20	20	
07s39e	14	SENW	20	19	
07s39e	14	NESW	40	40	
07s39e	14	NWSW	40	40	
07s39e	14	SWSW	34	39	
07s39e	14	SESW	8	39	Indiscernible
07s39e	15	NESE	30	40	Indiscernible
07s39e	15	SESE	35	39	
Totals:			227	276	

AJ5809NP
No. A29-04414

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 101

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AUDREY HATCH	04/01/1881	IRRIGATION	04-01 11-01	1.500 CFS	
C	A PAUL HATCH JR 1009 STALKER RD BANCROFT ID 83217 (208) 648-7853					
TOTAL DIVERSION:					1.500 CFS	

Water Source: EIGHTEENMILE CREEK

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T07S R39E S13	NWSW	CARIBOU County
	S14	NESW	CARIBOU County
	S15	SESE	CARIBOU 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	SUM
07S	39E	14	:							20	20			40	40	34	08			162.0
07S	39E	15	:															30	35	65.0
TOTAL ACRES																			227.0	

POU County: CARIBOU

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-04214

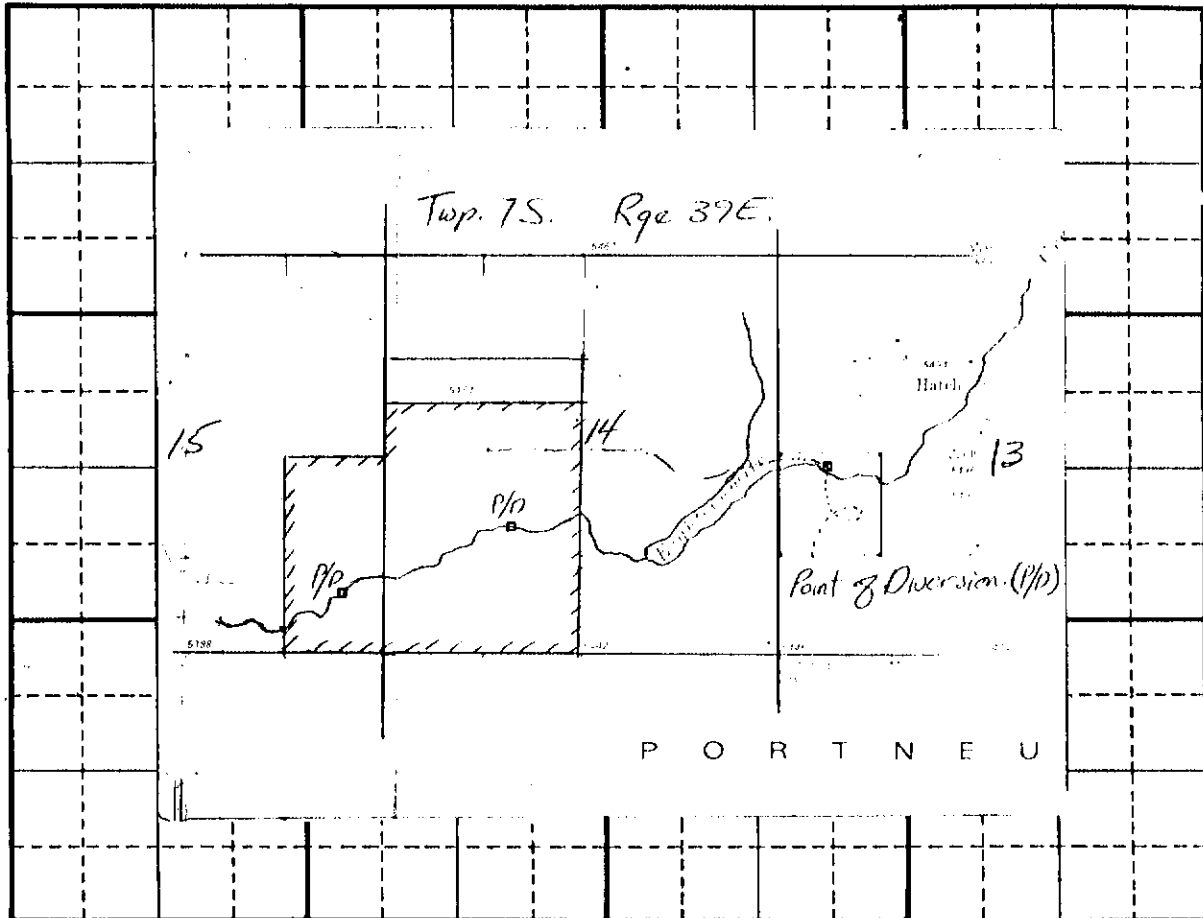
Remarks: GEN THIS SOURCE IS ACTUALLY KNOWN AS "LOWER EIGHTEENMILE CREEK".

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

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

Audit: 01/23/90 MOBILE2 07/22/94 THOMPSON 03/29/95 POST-STD

- (8) Remarks Historically the claimant has been entitled to 4/5 of the water in Eighteen Mile Creek or 4 out of 5 days in rotation.



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 24th day of June, 1983.

a Paul G. S. S. S.
(Claimant)

Prellen Wray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY
Received by Gmc Date 6-24-83 Exception filed by: Forwarded to Date
Prelim. check by PPM Date 6-28-83
\$30.00 fee received by Gmc Date 6-24-83
Published in Chamberlain, City Sun #3071
Dates 8/18 & 8/25/83

Entry No. 1.

Sheet No. 1.

United States,

PATENT

-to-

Dated February 14, 1900

Filed Sept. 25, 1901, at 4:50 P.M.

Joseph C. Williams,

Recorded Book 2 Patents, page 612

It appears that full payment has been made by the said Joseph C. Williams according to the provisions of the Act of Congress of the 24th of April, 1820, entitled, "An Act making further provisions for the Sale of the Public Lands," and the acts supplemental thereto, for the East half of the southwest quarter of Section eleven,, in Township seven South of Range thirty-nine, East of Boise Meridian in Idaho, containing eighty acres, according to the Official Plat of the Survey of the said Lands, returned to the General Land Office by the Surveyor General which said Tract has been purchased by the said Joseph C. Williams,

Now, Know Ye, That the United States of America, in consideration of the premises, and in conformity with the several acts of Congress in such case made and provided, have Given and Granted, and by these presents do Give and Grant, unto the said Joseph C. Williams and to his heirs, the said Tract above described; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein or lode, to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

Signed: By the President: William McKinley

(seal)

By F. M. McKean, Secretary

C. H. Brush, Recorder of the General Land Office.

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A29-04414

Entry No. 2.

Sheet No. 2.

William A. Hatch,

NOTICE OF WATER
APPROPRIATION

Claimant,

Dated Dec. 29, 1899

-to-

Filed Jany. 2, 1900, at 9:50 A.M.

Whom it may concern,

Recorded Book 2 Water Locations,
page 32

Notice is hereby given: That William A. Hatch, of Hatch, of the County of Bannock of the State of Idaho, claims, and has, since about the year 1881, claimed the use of the waters of Eighteen Mile Creek, in Bannock County, Idaho, to the extent of one and one half ($1\frac{1}{2}$) cubic feet per second, of time, to be diverted, and now, and since said year 1881, diverted from said stream at three separate points thereon which points are described, as follows, to-wit:

First point of diversion near the center of the $W\frac{1}{2}SW\frac{1}{4}$ Sec. 7 Tp. 7 S. R. 40 E. B. M. Second point of diversion, near the northeast corner of the $NW\frac{1}{2}SW\frac{1}{4}$ Sec. 13 T. 7 S. R. 39 E. B. M. Third point of diversion near the northeast corner of the $SW\frac{1}{4}SE\frac{1}{4}$ Sec. 14, T. 7 S. R. 39 E. B. M. at each of which said described points a copy of this notice is posted.

Said waters have been and are now used for domestic and agricultural purposes upon the following described lands, to-wit: $SE\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$ Sec. 18, T. 7 S. R. 40 E. B. M. containing 80 acres, also the $S\frac{1}{2}SW\frac{1}{4}$ Sec. 14, $N\frac{1}{2}NW\frac{1}{4}$ Sec. 23 T. 7 S. R. 39 E. B. M. containing 160 acres, also the $N\frac{1}{2}SW\frac{1}{4}$ Sec. 14, $E\frac{1}{2}SE\frac{1}{4}$ Sec. 15, T. 7 S. R. 39 E. B. M. containing 160 acres.

Said waters are diverted by means of three ditches the description of which are as follows, to-wit: Ditch #1 is two and one half feet wide and two feet deep and runs in a general Southeasterly course from the first point of diversion above described a distance of about three fourths of a mile to the $SE\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$ Sec. 18 T. 7 S. R. 40 E. B. M. Ditch #2 is four feet wide and two feet deep and runs in a general Westerly course from the second point of diversion above described a distance of about three-fourths of a mile to the $N\frac{1}{2}SW\frac{1}{4}$ Sec. 14, $E\frac{1}{2}SE\frac{1}{4}$ Sec. 15 T. 7 S. R. 39 E. B. M. Ditch #3 is four feet wide and eighteen inches deep and runs in a general Southwesterly course from the third point of diversion above described a distance of about three fourths of a mile to the $S\frac{1}{2}SW\frac{1}{4}$ Sec. 14 $N\frac{1}{2}NW\frac{1}{4}$ Sec. 23, T. 7 S. R. 39 E. B. M.

The works for the diversion and distribution of the said waters for the purposes afore mentioned are now fully completed and in use.

The claimant herein having diverted and used the waters hereby appropriated since about the year 1881, this instrument is for the purpose of making of record his claim, right and title thereto.

Witness my hand at Hatch, Bannock County, Idaho, this 29th day of Dec. 1899.

William A. Hatch
Claimant.

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NOV 13 1950

State of Idaho,)
) SS
Bannock County,)

William A. Hatch, being first duly sworn according to law, deposes and says that he is of lawful age and the claimant in the water right mentioned in the foregoing notice and whose name is subscribed thereto, that the statments in said notice contained are true; and that copies of the original notice were posted at each of the points of diversion therein described between the hours of 2.30 o'clock P. M. and 3.30 o'clock P. M. Decemben 29th, A. D. 1899

William A. Hatch

Subscribed in my presence by the said William A. Hatch and by him sworn to before me this 30th day of December A. D. 1899.

(seal)

By Theo Turner

A. L. Richardson
Clerk U. S. Dist. Court
District of Idaho.

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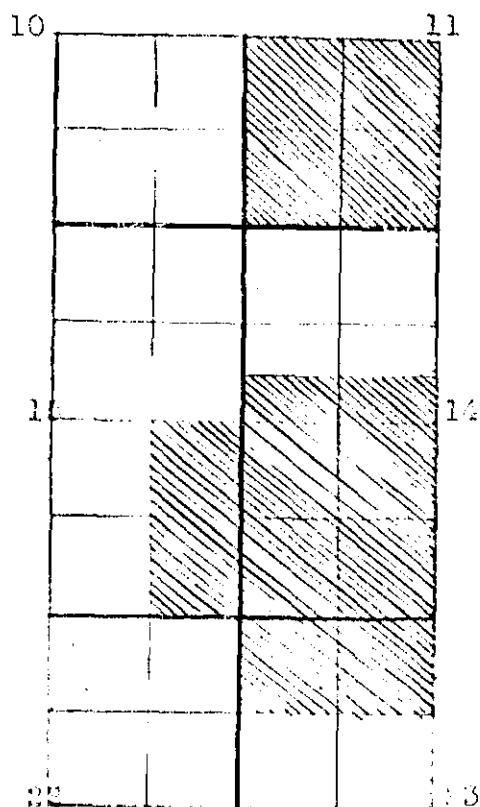
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REEL 5

Map of the Property described in the foregoing Caption.

Twp 7 S.R. 39 E.B.M.

-North-



-south-

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State of Idaho } ss.
 Blain County.

William A. Hatch, being first duly sworn according to law, deposes and says that he is of lawful age and the claimant of the water right mentioned in the foregoing notice and whose name is subscribed thereto; that the statements in said notice contained are true, and that copies of the original notice were posted at each of the points of diversion therein described between the hours of 7.00 o'clock P.M. and 8.30 o'clock P.M., December 29th, A.D. 1899.

William A. Hatch

Subscribed in my presence by the said William A. Hatch and being him sworn to before me this 30th day of December, A.D. 1899.

A. S. Richardson,

Clerk U.S. Dist. Court
 District of Idaho

By Theo. Turner
 Deputy

Recorded at request of Blain Abstract Co. at 9 o'clock A.M. Jan 8 1900

By J. W. Campbell

Deputy

Sec'y

J. W. Campbell
 Recorder

DEC 31 1899

