

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: A29-07239
Date Received: 1/15/1990
Receipt No: E011696
Received By: K. W.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY L. HATCH 208-648-7395
Address: 3023 CHESTERFIELD ROAD
BANCROFT, ID 83217

OR

Name: LA RAE HATCH 208-648-7395
Address: 3023 CHESTERFIELD ROAD
BANCROFT, ID 83217

2. Date of Priority: NOV 15, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	39E	33	SW	SE			CARIBOU
			SE	SE			CARIBOU

5. Description of diverting works:
TWO WELLS PUMPS MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.740		

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

8. Total consumptive use is 92.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-07239

Page 1

Date: 01/15/90

MICROFILMED

NOV 13 1992



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	39E	3	SW	NE	2	IRR	27.0
			NW	SE		IRR	10.0
Section Acres							37.0
Total Acres							37.0

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:
A29-00073/02480/00071/02558

14. Remarks:
THIS RT. WHEN COMBINED WITH RT 29-2480 SHALL NOT EXCEED 1.38 CFS.

15. Basis of Claim: LICENSE

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): Larry L. Hatch Date: Jan 15, 1990
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15th day

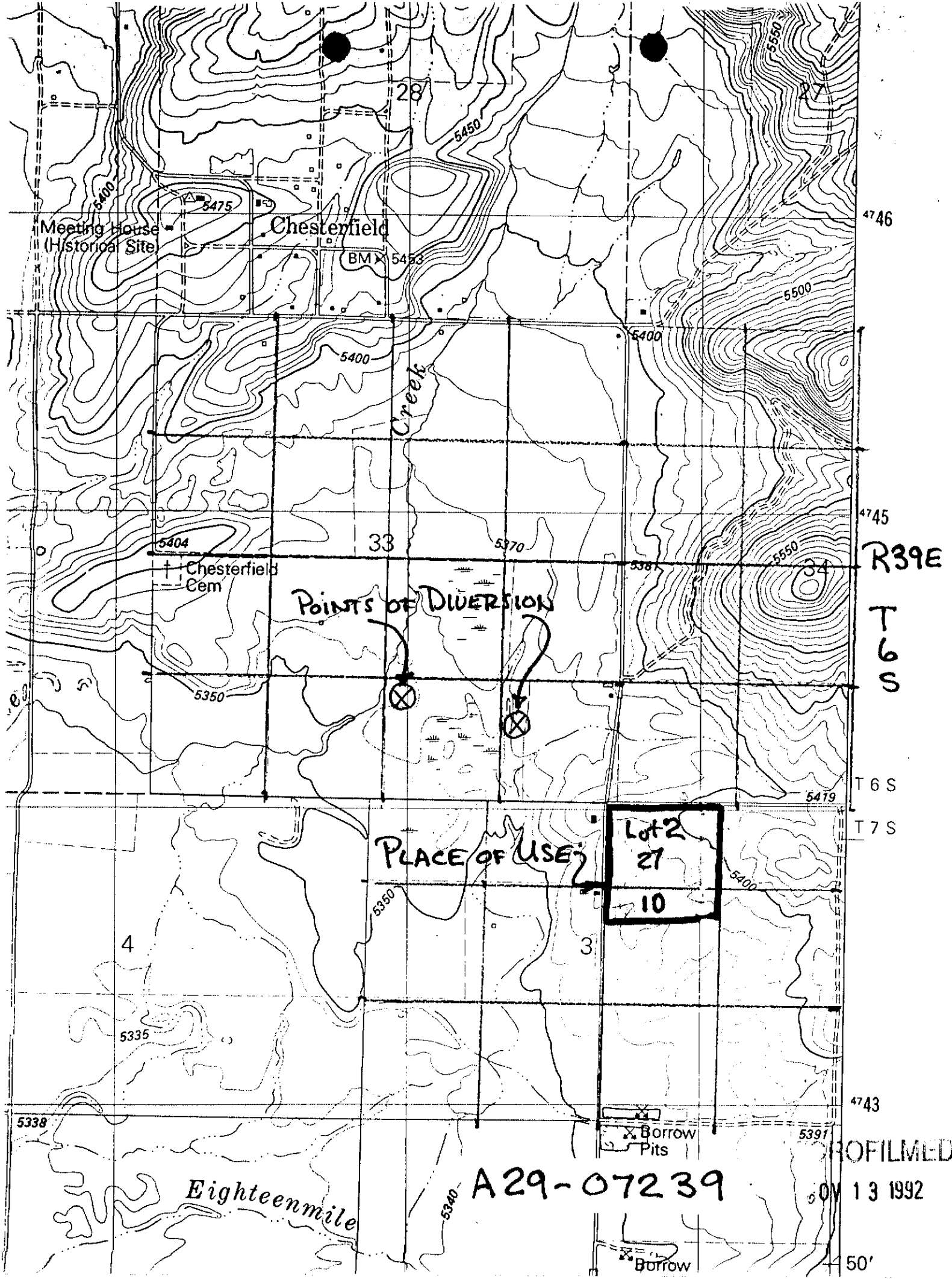
of January 19 90

Seal

Anthony S. Okunich
Notary Public

Residing at Bob Falls

My Commission Expires 2/12/1994



Meeting House
(Historical Site)

Chesterfield

BM 5453

Creek

Chesterfield
Cem

POINTS OF DIVERSION

PLACE OF USE

Lot 2
27
10

Eighteenmile

A29-07239

Borrow
Pits

Borrow

R39E

T
6
S

T 6 S

T 7 S

PROFILMED

13 1992

50'

Log for claim A29-07239

Spatial Dynamics BTD

6/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	3	NWNE	27	25	
07s39e	3	NWSE	10	19	
Totals:			37	44	

AJ5809NP
No. A29-07239

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 108

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY L HATCH	11/15/1974	IRRIGATION	04-01 11-01	0.740 CFS	
C	LA RAE HATCH 3023 CHESTERFIELD RD BANCROFT ID 83217 (208) 648-7395				0.740 CFS	92.50 AFA
				TOTAL DIVERSION:	0.740 CFS	
				CONSUMPTIVE USE:		

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R39E S33 SWSE SESE

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	:	SUM	
07S	39E	3	:			02-27	:											:	37.0	
																			TOTAL ACRES	37.0

POU County: CARIBOU

Non-Irrigation Uses: NONE

Other Rights: A29-00073/02480/00071/02558

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10138 A29-00073B A29-02480 A29-10136 A29-10138

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00071 A29-00073B A29-02558 A29-10136

Remarks: GEN THIS RT. WHEN COMBINED WITH RT 29-2480 SHALL NOT EXCEED 1.38 CFS.

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

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

Audit: 01/15/90 WILSON 07/26/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7239 Priority November 15, 1974 Amount 0.74 cfs

THIS IS TO CERTIFY, that A. Paul Hatch
of Bancroft, Idaho, has complied with the terms and conditions of Permit
No. 29-7239 issued pursuant to Application for Permit dated November 15, 1974,
and has submitted proof to the Department of Water Resources on October 12, 1979,
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 0.91 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
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.74</u> cfs and	<u>111.0</u> acre feet
	from _____ to _____	_____ cfs and	
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.74 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
111.0 acre feet per year, said waters to be diverted within the (2 points) SW 1/4, Section
33, Twp. 6S, Rge. 39E in the County of Caribou

Description and location of place of use:

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	
6S	39E	34											1						1
7S	39E	3			25												11		36

Total number of acres irrigated 37

This right when combined with Right No. 29-2480 shall not exceed 1.38 cfs.

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 20 day of July, 19 82.

Director

STATE OF IDAHO

LICENSING

JUN 9 1982

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now A. Paul Hatch Phone _____
of (address) Bancroft, ID, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 29-7239, and requests that the permit and permit map be changed as follows:

NO CHANGE
1. Point of diversion: _____ ¼ _____ ¼, Section _____, Township _____, Range _____, B.M.,
County of _____ Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.74 for irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

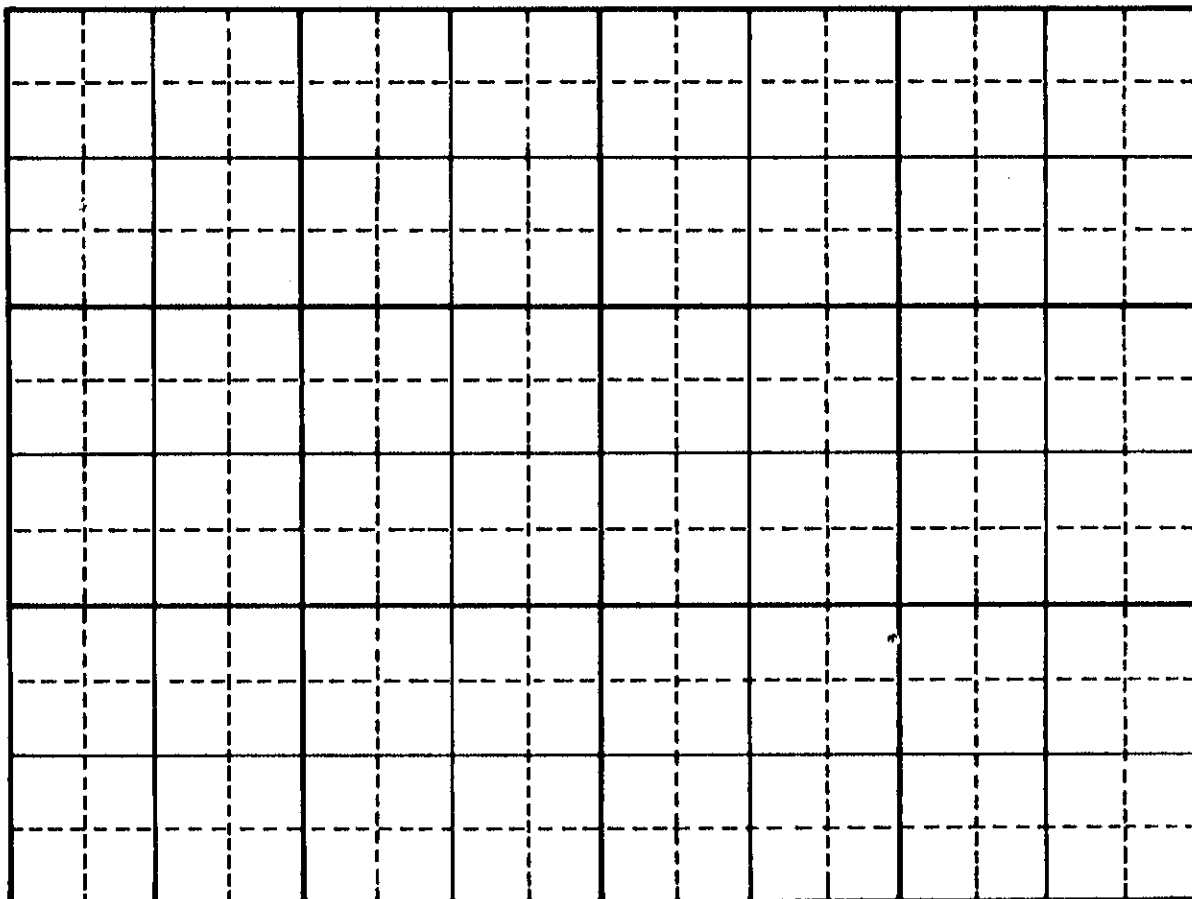
TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	39E	34											1						1
7S	39E	3			1.2 25										11				36

Total number of acres to be irrigated = 37

4. a. Who owns the property at the point of diversion? _____
b. Who owns the land to be irrigated or the place of use? _____
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Chesterfield, this 14 day of

June, 19 82.
A. Paul Hark
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Jmi Fee = \$20.00

Received by if Date 6-28-82

Publication prepared by p/a Date _____

Published in _____

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby
APPROVE the above Application for Amendment of Permit No. 29-7239.

Witness my hand this 20 day of July, 19 82.

A. Kenneth Dunn
Director

[illegible]

c. Describe any other water rights used for the same purposes as described above. License No. 29-2480
for 1.38 cfs.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

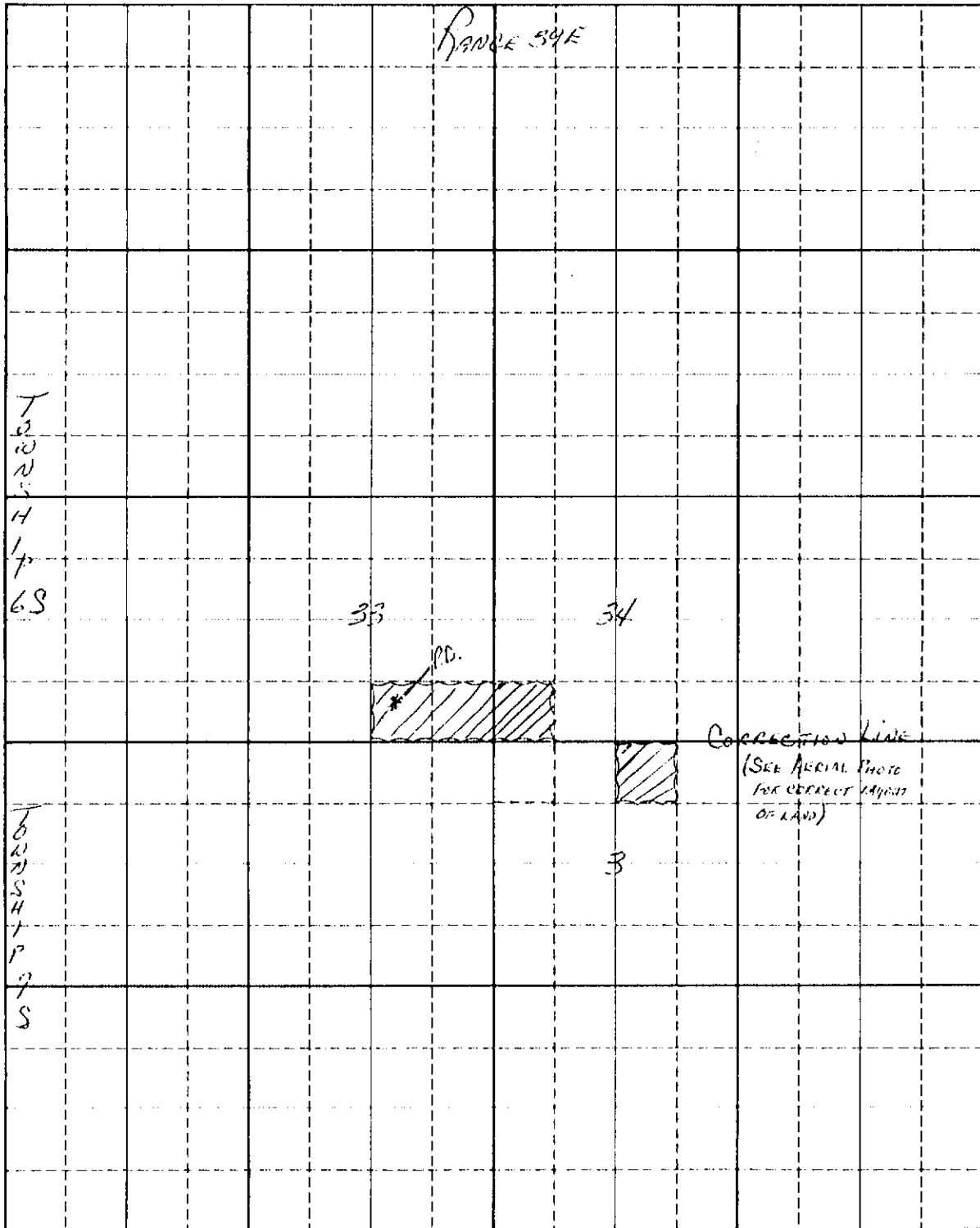
To Appropriate the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

1. Name of applicant A. Paul Hatch Phone: 684-7734
 post office address Bancroft, Idaho 83217
2. Source of water supply ground water which is a tributary of
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 33 Township 6S
 Range 39E B.M. Caribou County; additional points of diversion if any:
- b. If water is not consumed, it will be discharged into at a point in $\frac{1}{4}$
 of $\frac{1}{4}$ of Section Township Range B.M.
4. Water will be used for the following purposes:
 Amount 1.82 for Irrig. 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. 1.82 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 and 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 12 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 \$ 50,000.00
8. Description of proposed uses:
 a. If water is **not** for irrigation: N.A.
 (1) Give the place of use of water: $\frac{1}{4}$ of $\frac{1}{4}$ 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:

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.

A. Paul Hatch
(Applicant)

Proposed Priority 11-15-1974

Received by OW Date 11-15-74 Time 10:55 A

Preliminary check by De Fee \$ 35.00

Received by OW Date 11-15-74 # 13156

Publication prepared by OW Date 11-15-74

Published in Boise County Sun

Publication dates 11/21 + 11/28/74

Publication approved OW Date 12-03-74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by: _____ Date _____

Recommended for (approval) denial by W. R. D.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

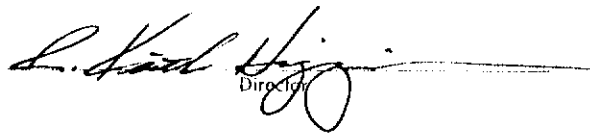
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7239, and said application is hereby APPROVED.

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 December 1, 19 79.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 24 day of _____ December, 19 74.


Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 29-7239

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

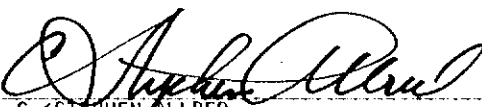
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

RECEIVED
AUG 21 1978

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 29 7239

1.38
1.82
3.20

- ☒ Source
- ☒ Point of Diversion
- ☒ County
- ☒ Quantity of Water and Period of Use
- ☒ Description of Diverting Works
- ☒ Time required for B/U of water
- ☒ Place of Use or Acres Irrigated
- ☒ Map
- ☒ Signature
- ☒ Fee

(1) MB 11/15/74

In form to receipt YES

(2) 11 11

Send Copies to:

- Idaho State Health Department
- Idaho Fish and Game Department
- NA Bureau of Land Management

(3) 11 11

- Request Special Use Permit from U.S.F.S.
- Request Easement from B.L.M.
- Request Information from Applicant

(4) 11 11

In form for advertising YES

(5) 11 11

Platted on Map No. 63396

(6) 11 11

Located within Water District No.

(7) 4 11

Critical groundwater area: yes no ✓

(8) 11 11

Groundwater levels:

 Declining, ✓ Stable, Increasing

(comment) WIR # 27 NO OBS WELL IN AREA

(9)

Other rights on the same place of use

(10)

Comments: 29-2980 FOR 1.38 - Q OK
AT 11N/ACRE

(11) MB 12/3/74

Affidavit of Publication received (date) Dec 3, 1974

(12) MB 12-9-74

Final date for protests December 9, 1974
Protests received: yes no ✓

(13) LH 12-9-74

All requested information received from agencies or applicant: yes no

(14) 11 11

Action recommended:

✓ Approve Deny

11-15-74 Proposed Priority

 Reason for Reduction

✓ Measuring device required

 See attached sheet for other conditions of approval

 No special conditions for approval

(15) District Eastern By Loren O. Holmes Date 12-9-74

[Signature]

7E

7.8
7.7S

28.7
32

D458-7-13

D458-8-13

WCP

19.5

25.2

D458-4-13

some water
around
here

Present
Well

slow spring
discharge
1/4 to 1/2 in. per
min.

Chad Spring
area

D458-8-13

43

33.14

D458-10-13

Chad Spring
area

D23-23

(47)

1966

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

29-7239

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 8-12-80 Accompanied by Gary Hatch Total Q measured 0.91 cfs ✓

If source is surface water, estimate total flow of source

Methods of measurement Pitot gauge Meets Permit requirements?

Measurement calculations: $V = 37 \text{ cfs} \times 3.0 \text{ afa}$ $V = 111 \text{ afa}$ ✓	<u>capacity</u> LINE #1 - 138 gpm LINE #2 - 132 gpm LINE #3 - 138 gpm $408 \text{ gpm} = 0.91 \text{ cfs}$ Flow from both pumps WEST WELL - MCC-1000-77-6-324 $300 \text{ gpm} = .45 \text{ cfs}$	$V = 0.74 \text{ cfs} \times 1.9875 \times 214 \text{ days}$ $V = 314 \text{ afa}$
---	---	---

Allow .02 cfs/ac $37 \text{ ac} \times .02 = .74$ ✓

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
East well	30	GE	FAJ623508	Fairbanks-Mor	F2J1329			
West well	60	US Motors	4473-H-893	Aurora	V71-71913	McCrrometer #22-6-324		
West well	NA	Deutz Diesel	PB 1972					Power for US Motor

System Description From well to motor/pump (Diesel powered) then check valve then east approx. 450 yds through buried mainline to an above ground juncture with a second well + pump/motor. Mainline continues east approx. 400 yds under pressure from both pumps to a "T" where mainline then runs north + south to three wheel lines.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =	3.0	AF/Acre
	Q (cfs)	V (afa)	FROM TO
Irrigation	0.74 ✓	111 ✓	April Nov. 1

Total

Remarks The maximum rate of diversion under this license when combined with License No. 29-2480 shall not exceed 1.38 cfs.
The maximum volume of water diverted under this license when combined with License 29-2480 shall not exceed 465 acre feet per year.

Access road for an application was already covered by license 29-2480 at a greater flow than now present in wells. Only extra access not covered in 29-2480 was licensed.

Overlap Review attached

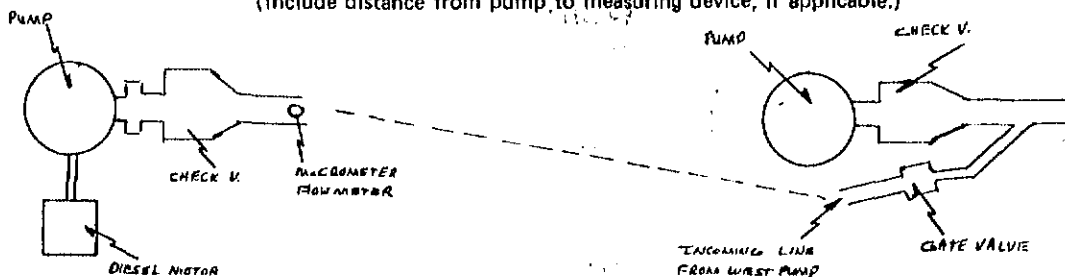
HUT

[illegible]

WEST WELL

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

EAST WELL



Point(s) of diversion: SW of SE SECT 33 T6S R39E

Place(s) of Use

[illegible]☒ Change P.D. as reflected above

Change P.U. as reflected above

☐ Add P.D. as reflected above☐ Add P.U. as reflected above☐ Other

Examiner's Signature

Checked by

Approved by

Date 9-18-80

Date 2-4-80

ated

WRD417

WATER RIGHTS PROOF READING REPORT

03/20/85

PAGE 1

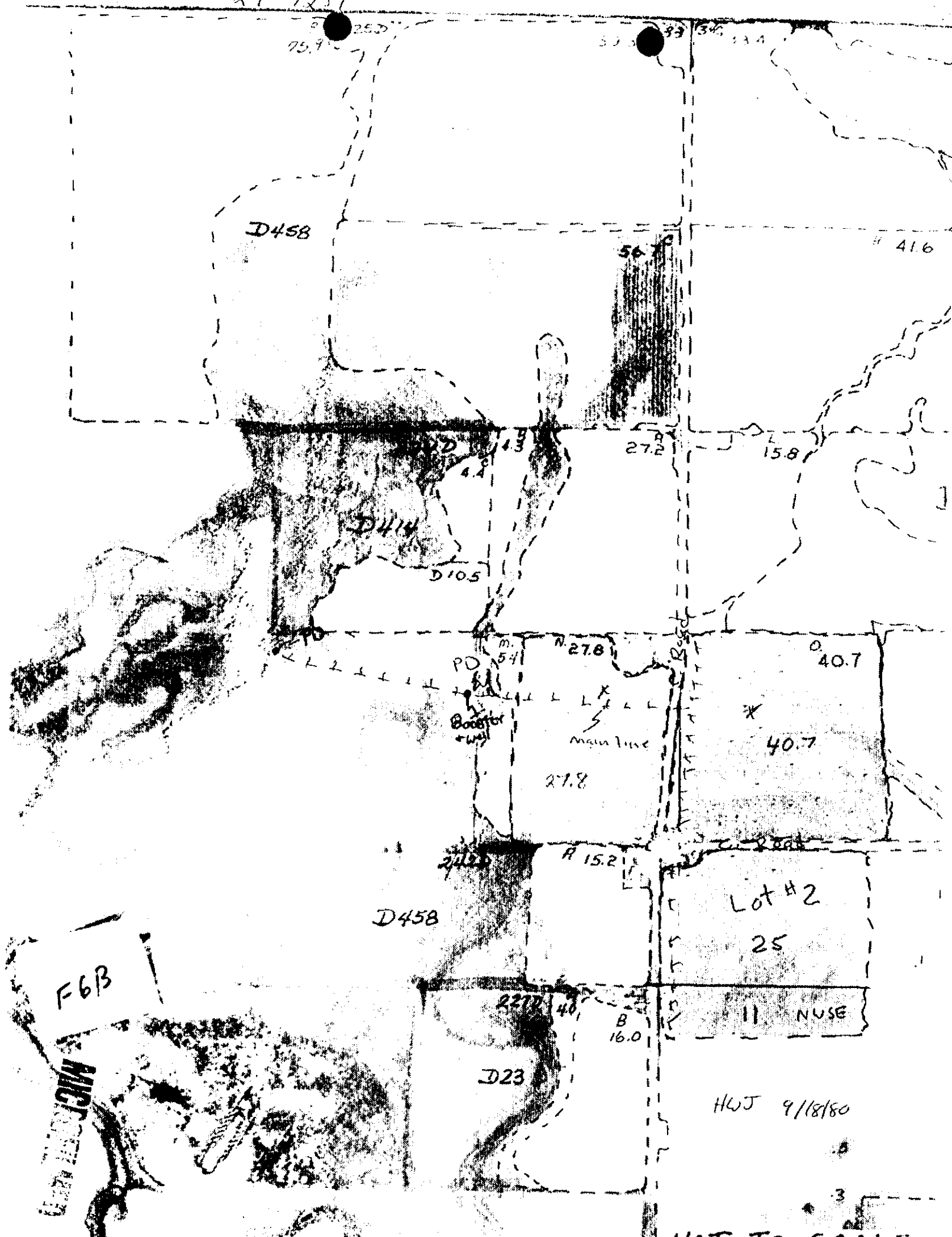
WATER RIGHT NUMBER 29-7239

OWNER LAST NAME - HATCH FIRST NAME - A. PAUL ORIG OWNER -
ADDRESS LINE 1 - RURAL RT. ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BANCROFT STATE - ID ZIP CODE - 83217
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 11-15-1974 COUNTY - CARIBOU TOTAL DIV. RATE - .7400 -CFS
TOTAL DIV. VOLUME - 111.00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SWSE 33 06S 39E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 04-01 TO - 11-01 USE - IRRIGATION USE DIV. RATE - .7400 CFS USE DIV. VOLUME - 111.00 AFA
USE - IRRIGATION PLACE OF USE - TWN 06S RNG 39E SEC 34 TRACT SWSW LOT AC 01
USE - IRRIGATION PLACE OF USE - TWN 07S RNG 39E SEC 03 TRACT SWNE LOT 02 AC 25 TRACT NWSE LOT AC 11
DECREE NAME - DATE - TOTAL ACRES 37
REMARKS - 2 P/D IN SWSE, S33, T6S, R39E.
THIS RT. WHEN COMBINED WITH RT 29-2480 SHALL NOT EXCEED 1.38 CFS.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE - LIC. 29-2480.
PROOF DUE - 12-01-1979 PERMIT/DENIED - 12-24-1974 PROTESTED -
PROOF MADE - P FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS - WELL, PUMP & SPRINKLERS.

HEARING -

OLD NO. -

VERIFIED R/S



NOT TO SCALE

10-23-1961

11



6

5033

400

1

1st Standard Parallel South

1870

Sec 3

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