

125 X

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: A73-04100
Date Received: 10/04/1989
Receipt No: 5011316
Received By: jo

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE E. CUNNINGHAM
Address: HC 62, BOX 2150
MAY, ID

208-876-4471

83253

A7304100

2. Date of Priority: NOV 09, 1916

3. Source: SPRING

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	24E	32	SW	NE			CUSTER
			SE	NW			CUSTER

5. Description of diverting works:
HEADBOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1500 SHEEP, 250 COWS D/2 HOUSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	24E	30	SE	SW		STOCK	

A73-04100

Page 1

Date: 10/04/89

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DEC 14 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	24E	30	SE	SW		DOMEST	

11. Place of use in counties: CUSTER

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

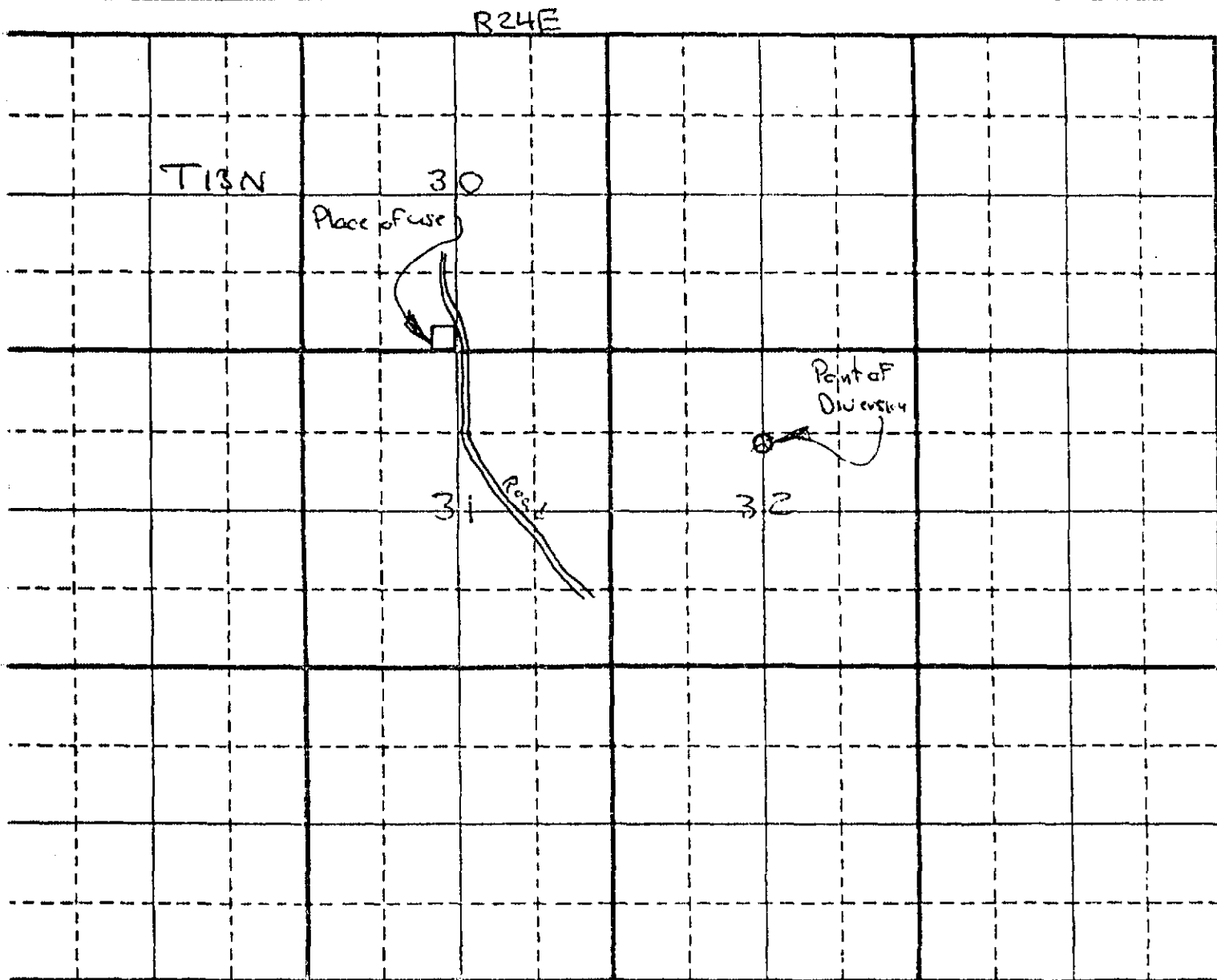
13. Other Water Rights Used:
NONE

14. Remarks:

TWO POINTS OF DIVERSION ARE LISTED, HOWEVER, THERE IS ONLY ONE HEADBOX ON THE 1/4 SECTION LINE OF THE SENW AND SWNE OF SEC. 32, T13N, R24 E. THERE IS ALSO TWO OTHER HOMES OF SEPARATE OWNERSHIP WHICH USE THIS SPRING.

15. Basis of Claim: STATUTORY CLAIM

(B) Remarks A second home was added in 1959 and a third in 1974. This same spring is the point of diversion for James & Theta Whittier for their own home also.



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 Bannock) 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 6th day of February, 1984.

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JUL 14 1992

(Claimant)

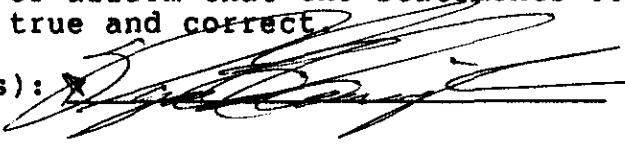
16. Signature(s)

(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): 

Date: 4 Oct 89

Date: _____

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 4th day

of Oct 19 89


Notary Public

Seal

Residing at Shabo Falls

My Commission Expires 9/12/1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type

(see instructions on back of page)

NOV 18 1992

DATE OF CLOSING: 2 July 92

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____

Department of Water Resources
Eastern District Office

Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

- ☐ Water Right Number(s) 73-07026, 73-07032, 73-00172, 73-00160A, 73-02111
Assigned by IDWR: A73-07026, A73-07032, A73-00172, A73-02111,
A73-04100 OK OK

- ☐ Name and Address of Former Owner/Claimant(s)(Seller): WAYNE E. AND/OR LORNA CUNNINGHAM

HC 62, BOX 2150MAY, ID 83253

- ☐ New Owner/Claimant (Purchaser):

A. M. HATCH & SONS, A PARTNERSHIP

- ☐ New Mailing Address:

HC 62, BOX 1100ELLIS, ID 83235

- ☐ New Telephone Number: (208) 876 - 4230

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached:

Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s)

Ralph Hatch

Date 2 July 92

Date _____

- ☐ Signature of Former Owner/Claimant(s)

[Signature]

Date 2 July 92

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

*The interest of former claimant appurtenant to the deeded property, if any.

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

DEC 14 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

NOV 18 1992

DATE OF CLOSING: 2 July 92

Department of Water Resources
Eastern District Office

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) 73-00172, 73-00160A* 73-02111
Assigned by IDWR: A73-00172, A73-02111
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): ELSIEMAE B. CUNNINGHAM, INDIVIDUALLY AND AS TRUSTEE
OF THE ELSIEMAE B. CUNNINGHAM FAMILY TRUST, dated May 24, 1984
c/o 333 East Fourth Street
Salt Lake City, UT 84111
- ☐ New Owner/Claimant (Purchaser): A. M. HATCH & SONS, A PARTNERSHIP
- ☐ New Mailing Address: HC 62, BOX 1100
ELLIS, ID 83235
- ☐ New Telephone Number: (208) 876 - 4230
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Ralph Hatch Date 2 July 92
- ☐ Signature of Former Owner/Claimant(s) [Signature] Date 2 July 92

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

(Signature of former claimant(s) is not required if proof of ownership is attached.)

*The interest of former claimant appurtenant to the deeded property, if any.

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

DEC 14 1992

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: A73-04100
Date Received: 12/14/1989
Receipt No: E011316
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A M HATCH & SONS 208-876-4230
Address: HC 62 BOX 1100
ELLIS ID 83235

2. Date of Priority: NOV 9, 1916

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	24E	32	SW	NE			CUSTER
			SE	NW			CUSTER

5. Description of diverting works:
HEADBOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1500 SHEEP, 250 COWS D/2 HOUSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13N	24E	30	SE	SW		STOCK	
			SE	SW		DOMEST	

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11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:

TWO POINTS OF DIVERSION ARE LISTED, HOWEVER, THERE IS ONLY ONE HEADBOX ON THE 1/4 SECTION LINE OF THE SENW AND SWNE OF SEC. 32, T13N, R24 E. THERE IS ALSO TWO OTHER HOMES OF SEPARATE OWNERSHIP WHICH USE THIS SPRING.

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

NOVEMBER 20, 1992

A M HATCH & SONS A PARTNERSHIP
HC 62 BOX 1100
ELLIS ID 83235

RE: CHANGE IN OWNERSHIP FOR A73-07026, 04100, 07032, AND 00172

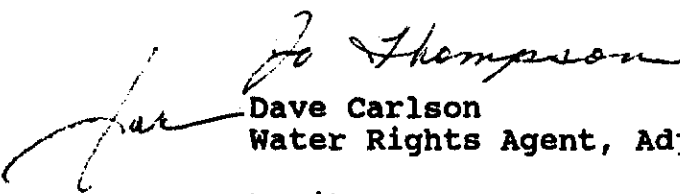
The request for Change in Ownership concerning your Notices of Claim in the above reference has been processed and the Notices changed to show you as the current owner.

In regards to A73-00160A: this Notice of Claim is in the name of Whittier and is not a part of the property you purchased as far as we can determine. Also, A73-02111 has been split and a portion of this right belongs to Ziegler (A73-02111A). You may want to file on the "B" portion of this right. Feel free to call me to discuss this.

Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions, please keep these Notices for your records.

Respectfully submitted,


Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosures: Copies of Notice/Change/Ownership Form

cc: Wayne E Cunningham/copy letter
Elsimae B Cunningham, Trustee Cunningham Family Trust

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DEC 14 1992

RIGHT NUMBER: 73-04100

NAME AND ADDRESS: A M HATCH & SONS
HC 62 BOX 1100
ELLIS ID 83235

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/09/1916

POINT OF DIVERSION: T13N R24E S32 SWNE Within CUSTER County
SENW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC DOMESTIC, ²⁴² HOMES; STOCKW	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within CUSTER County
T13N R24E S30 SESW

DOMESTIC Within CUSTER County
T13N R24E S30 SESW

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

PARCEL NO. RP13N24E302410A

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

de RBA
11/2/98

ORBA
8/31/98

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DELOG 12-22-98
AR

RECEIVED

DEC 22 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
Eastern Region
Incomplete forms will be returned.

1. Water Right Number(s) A73-07026, A73-04100, ~~A73-00172~~, A73-07032, A73-00172, A73-02111

Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) HATCH LIVESTOCK, a Partnership, formerly known as
A.M. HATCH AND SONS

HC 62 BOX 1100, ELLIS ID 83235

4. New Owner/Claimant(s) BERT L. HATCH AND/OR DORIS F. HATCH

Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR

New Mailing Address HC 62 BOX 2180

City, State and ZIP Code MAY ID 83253

New Telephone Number (208) 876 - 4422

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Bert L. Hatch Date 12/05/98

Doris F. Hatch Date 12/05/98

(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

FOR VALUE RECEIVED, HATCH LIVESTOCK, a Partnership, formerly known as A.M. HATCH AND SONS, by RALPH HATCH and BERT L. HATCH, Partners, and RALPH HATCH and RUTH P. HATCH, husband and wife, and BERT L. HATCH and DORIS F. HATCH, husband and wife, in their individual or partnership capacities, Grantors, do hereby Grant, Bargain, Sell and Convey unto BERT L. HATCH and DORIS F. HATCH, husband and wife, Grantees, whose address is HC 62 Box 2180, May, Idaho 83253, all of Grantors' interest, in and to the following described premises, in Cuater County, Idaho, to-wit:

See attached Exhibit "A".

SUBJECT HOWEVER TO that certain Mortgage (and related liens) dated September 12, 1996, from A.M. Hatch and Sons, a partnership, by Ralph and Bert L. Hatch, partners and individually by Ralph Hatch and Ruth P. Hatch, and Bert L. Hatch and Doris F. Hatch, husbands and wives, to Eastern Idaho Agricultural Credit Association, recorded October 3, 1996, as Instrument No. 212142, records of Custer County, Idaho.

ALSO SUBJECT TO all easements or restrictions of sight or record.

Together with all appurtenances, including pumps, motors, and irrigation lines.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their successors, administrators and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: Oct. 5, 1998

HATCH LIVESTOCK, a Partnership

Ralph Hatch
Ralph Hatch, General Partner

Ralph Hatch
Ralph Hatch, in his individual capacity

Ruth P. Hatch
Ruth P. Hatch

HATCH LIVESTOCK, a Partnership

Bert L. Hatch
Bert L. Hatch, General Partner

Bert L. Hatch
Bert L. Hatch, in his individual capacity

Doris F. Hatch
Doris F. Hatch

Custer County Title
Time 11:30 A.M.

Oct 9 1998
Ethan M. Peak, Clerk
Ethan M. Peak
Deputy

9 00

EXHIBIT "A"

The land referred to in this exhibit is situated in the State of Idaho, County of Custer and is described as follows:

TOWNSHIP 12 NORTH, RANGE 23 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO. SECTION 3: Lots 1, 2, 3, and 4.

TOWNSHIP 13 NORTH, RANGE 23 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO. SECTION 27: $W\frac{1}{2}SW\frac{1}{4}$ - now w/a
SECTION 28: $NW\frac{1}{4}$, $S\frac{1}{2}$ EXCEPTING THEREFROM that part of the $SW\frac{1}{4}$ West of the McCoy Lane. - now w/a
SECTION 33: $NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$, $N\frac{1}{2}NW\frac{1}{4}$, EXCEPTING THEREFROM that part of the $N\frac{1}{2}NW\frac{1}{4}$ West of the McCoy Lane. - now w/a
SECTION 34: $S\frac{1}{2}$, $SE\frac{1}{4}NE\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$. - now w/a
SECTION 35: $W\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$ - now w/a

AND

Township 13 North, Range 23 East, Boise Meridian, Custer County, Idaho.

Section 36: $W\frac{1}{2}$, $NE\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}$ 07026 07026 07032 07026

AND

Township 13 North, Range 23 East, Boise Meridian, Custer County, Idaho.

Section 25: $S\frac{1}{2}$ 00172

Township 13 North, Range 24 East, Boise Meridian, Custer County, Idaho.

Section 30: Lots 3 & 4, $E\frac{1}{2}SW\frac{1}{4}$ SEBW-D/S 04100

Section 31: A portion of Lot 1 and of the $NE\frac{1}{4}NW\frac{1}{4}$, Tract No. 220 described as: no w/a

Beginning at the Northeast corner of the $NW\frac{1}{4}$, Section 31, Township 13 North, Range 24 East, Boise Meridian, thence South 377 feet along the East line of said $NW\frac{1}{4}$; thence Westerly $\frac{1}{2}$ mile to a post on the West line of the $NW\frac{1}{4}$ of said Section 31, said post being 235 feet South of the Northwest corner of said Section 31, thence from said post North 235 feet along the West line of Section 31 to the Northwest corner thereof; thence East along the North section one-half mile to the Place of Beginning. no w/a

AND

TOWNSHIP 12 NORTH, RANGE 23 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

SECTION 3: $N\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$ no w/a



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 15, 1999

BERT & DORIS HATCH
HC 62 BOX 2180
MAY ID 83235

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A73-00172,
A73-07026, A73-07032

Dear Mr. & Mrs. Hatch:

The request for Change of Water Right Ownership concerning the above-referenced Notices of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed reports show this change along with the elements of the water right being claimed. Please review these reports and contact this office if there are corrections or questions.

Please keep these reports for your records.

Regarding your request to change A73-04100: this claim is being processed and will be sent to you in another mailing.

Regarding your request to change A73-02111: claim A73-02111 was split in 1989 and was renumbered to A73-02111A. This claim is in the name of Ila & Lion Ziegler. There is no recorded claim in our office for A73-02111B. If you want to file a claim for A73-02111B, please contact our office and speak to Senior Water Agent Allen Ruberry.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 15, 1999

BERT & DORIS HATCH
HC 62 BOX 2180
MAY ID 83235

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A73-00172,
A73-07026, A73-07032

Dear Mr. & Mrs. Hatch:

The request for Change of Water Right Ownership concerning the above-referenced Notices of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed reports show this change along with the elements of the water right being claimed. Please review these reports and contact this office if there are corrections or questions.

Please keep these reports for your records.

Regarding your request to change A73-04100: this claim is being processed and will be sent to you in another mailing.

Regarding your request to change A73-02111: claim A73-02111 was split in 1989 and was renumbered to A73-02111A. This claim is in the name of Ila & Lion Ziegler. There is no recorded claim in our office for A73-02111B. If you want to file a claim for A73-02111B, please contact our office and speak to Senior Water Agent Allen Ruberry.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

In Re SRBA

SUB CASE NO. 73-04100

Page 1

CERTIFICATE OF MAILING

I certify that on 3-17, 1999, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
HATCH LIVESTOCK
HC 62 BOX 1100
ELLIS ID 83235
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
BERT L HATCH
DORIS F HATCH
HC 62 BOX 2180
MAY ID 83253
4. One Copy to:
Each party in the subcase or attorney of record:
N/A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: SPRING TRIBUTARY: SINKS

RIGHT NUMBER: 73-04100

NAME & ADDRESS: BERT L HATCH
DORIS F HATCH
HC 62 BOX 2180
MAY ID 83253

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 11/09/1916

POINT OF DIVERSION: T13N R24E S32 SWNE Within CUSTER County
SENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 2 HOMES	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within CUSTER County
T13N R24E S30 SESWDOMESTIC Within CUSTER County
T13N R24E S30 SESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 1500 SHEEP, 250 COWS
PARCEL NO. RP13N24E302410A



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BERT & DORIS HATCH
HC 62 BOX 2180
MAY ID 83253

RE: Notice of Change of Water Right Ownership (NCO) for 73-04100
and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. & Mrs. Hatch:

On December 22, 1998, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be required.

RECEIVED
JUN 15 2001
OKJC
6/15/01

Water Right No(s): A73 -00172,07032,07026,04100 ^{NGAP}

Adjudication Claim No(s): _____

2. The following REQUIRED information must be submitted with this form:

- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other document indicating ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Bert L Hatch and Doris F. Hatch H/W
HC 62 Box 2180 May, Idaho 83353
4. New Owner/Claimant(a) CHALLIS CREEK CATTLE COMPANY, L.L.C.
Name Connector (Check one): () and () or () and/or
New Mailing Address 4075 W. Desert Inn Road - Suite B
City, State and ZIP Code Las Vegas, Nevada 89102
New Telephone Number 1-800-964-2666 or 208-879-4242
5. Date you acquired the property 20 April - 2001

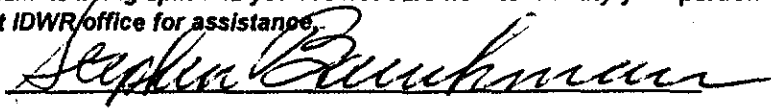
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner
or Claimant(s)



(Corporations or other organizations must submit a list of directors and/pr officers demonstrating authority to sign)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney. If you IDWR to correspond with him or her for all matters related to your claims..



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EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 18, 2001

CHALLIS CREEK CATTLE CO LLC
4075 W DESERT INN RD STE B
LAS VEGAS NV 89102

RE: CHANGE IN OWNERSHIP FOR A73-00172, A73-07026 AND
A73-07032

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

Water right number A73-04100 will be sent to you in another mailing.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

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

In Re SRBA

Case No. 39576

Water Right: 73-4100

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party **HATCH - CHALLIS CREEK CATTLE CO LLC**
- ☐ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: June 19, 2001

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 22, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

BERT & DORIS HATCH
HC 62 BOX 2180
MAY ID 83253

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

CHALLIS CREEK CATTLE CO LLC
4075 W DESERT INN RD STE B
LAS VEGAS NV 89102

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

06/18/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-4100

NAME AND ADDRESS: CHALLIS CREEK CATTLE CO LLC
4075 W DESERT INN RD STE B
LAS VEGAS NV 89102

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 11/09/1916

POINT OF
DIVERSION:

T13N R24E S32 SWNE Within CUSTER County
T13N R24E S32 SENW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.020 CFS
DOMESTIC	1/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CUSTER County

T13N R24E S30 SESW

DOMESTIC Within CUSTER County

T13N R24E S30 SESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER, 1500 SHEEP, 250 COWS PARCEL NO. RP13N24E302410A



State of Idaho

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EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 18, 2001

CHALLIS CREEK CATTLE CO LLC
4075 W DESERT INN RD STE B
LAS VEGAS NV 89102

RE: Notice of Change of Water Right Ownership (NCO) for 73-4100 and Notice
of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On May 2, 2001, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

A handwritten signature in cursive script that reads "Jennifer Crabtree". The signature is written in dark ink and is positioned above the printed name and title.

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: Bert & Doris Hatch

AJ0749NP
No. A73-04100

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 03/12/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BERT L HATCH	11/09/1916	STOCKWATER	01-01 12-31	0.02 CFS	
C	DORIS F HATCH		DOMESTIC	01-01 12-31	0.02 CFS	
	HC 62 BOX 2180					
	MAY ID 83253					
	(208) 876-4422			TOTAL DIVERSION:	0.02 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T13N R24E S32 SWNE SENW CUSTER County

Place of use Legal Description for: STOCKWATER

	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
13N 24E 30	:		:		:		:		:		:		:		:	

Place of use Legal Description for: DOMESTIC

	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
13N 24E 30	:		:		:		:		:		:		:		:	

POU County: CUSTER

Non-Irrigation Uses: S/1500 SHEEP, 250 COWS D/2 HOUSES

Other Rights: NONE

Remarks: GEN TWO POINTS OF DIVERSION ARE LISTED, HOWEVER, THERE IS ONLY ONE
HEADBOX ON THE 1/4 SECTION LINE OF THE SENW AND SWNE OF SEC. 32,
T13N, R24 E. THERE IS ALSO TWO OTHER HOMES OF SEPARATE OWNERSHIP
WHICH USE THIS SPRING.

CHANGE OF OWNERSHIP 3/12/99.

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

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

OLD (D) NUMBER -

+ - - - - - - - LAST NAME - - - - - +	+ - FIRST NAME - - +	+ - - - - - - - - - - - - - ADDRESS - - - - - - - - - - - - - +
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358	359	360
361	362	363

*** C - CURRENT OWNER ***
CUNNINGHAM

WAYNE E.

1 - HC 62, BOX 2150

2 -
3 -

CITY- MAY

PHONE - 208-876-4471

STATE- ID ZIP- 83253

+ - - PRIORITY DATE - - +	+ - - - REGION - - - +	+ - - - STAGE - - - +	+ - - - STATUS - - - - +
11/09/1916	15 EASTERN	S - STATUTORY CLAIM	

+ - - - - SOURCE - - - - +	+ - - - - TRIBUTARY - - - - +
SPRING	SINKS

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
13N	24E	32	SW NE			(37) CUSTER		
			SE NW			(37) CUSTER		

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
04 -	STOCKWATER	01/01	12/31		0.020	
43 -	DOMESTIC	01/01	12/31		0.020	

+	-	TOTAL DIV. RATE -	+	+	-	TOTAL DIV. VOLUME -	+	+	-	TOTAL DIV. CAPACITY -	+	+	-	TOTAL CONSUMPTIVE USE -	+	+	-	KW USAGE -	+
		0.020												0.0					

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
13N	24E	30	SE SW			04	STOCKWATER	(37) CUSTER
13N	24E	30	SE SW			43	DOMESTIC	(37) CUSTER

+ - - DIVERSION MEANS - HEADBOX

+ - - NON-IRRIGATION USE - S/1500 SHEEP, 250 COWS D/2 HOUSES

+ - - OTHER RIGHTS FOR SAME USE - NONE

	REMARKS
TWO POINTS OF DIVERSION ARE LISTED, HOWEVER, THERE IS ONLY ONE HEADBOX ON THE 1/4 SECTION LINE OF THE SENW AND SWNE OF SEC. 32, T13N, R24 E. THERE IS ALSO TWO OTHER HOMES OF SEPARATE OWNERSHIP WHICH USE THIS SPRING.	

+ - - - - OLD WATER RIGHT NUMBERS - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

WATER RIGHT NUMBER - A73-04100

PREFIX TRANSLATION: ADJUDICATION CLAIM

----- CONDITIONS OF APPROVAL -----
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 10/04/89 OLENICHA

----- COMMENTS -----
NO COMMENTS FOUND

----- ADJUDICATION RIGHTS DATES AND FLAGS AREA -----

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 12/14/1989
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - E011316
POU OWNERSHIP FLAG - Y
NAME CONNECTOR -

CIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

RP13N24E302410A

DATA ENTRY

ENTERED 11-10-93 JS
CHECKED 2/7/94 PWD

Verified By:
Topo Map/Ortho-PC
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Court Records
Other Records

VERIFIED
JAN 2 4 1993

CERTIFIED
APR 29 1993
WATER EXAMINER

MICROFILMED
NOV 15 1995