

02/28/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-2431A

NAME AND ADDRESS: ALAN SMITH
2620 KELLY TOPONCE RD
BANCROFT ID 83217

ADA K SMITH
2620 KELLY TOPONCE RD
BANCROFT ID 83217

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.510 CFS
264.000 AFY

PRIORITY DATE: 06/27/1960

POINT OF DIVERSION:

T07S R38E S13 SWNESE Lot 3 Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.510 CFS 264.00 AFY

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R38E S13	NWSW	18.0	T07S R38E S13	SWSW	28.0
T07S R38E S14	NESE	11.0	T07S R38E S14	SESE	31.0

88 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

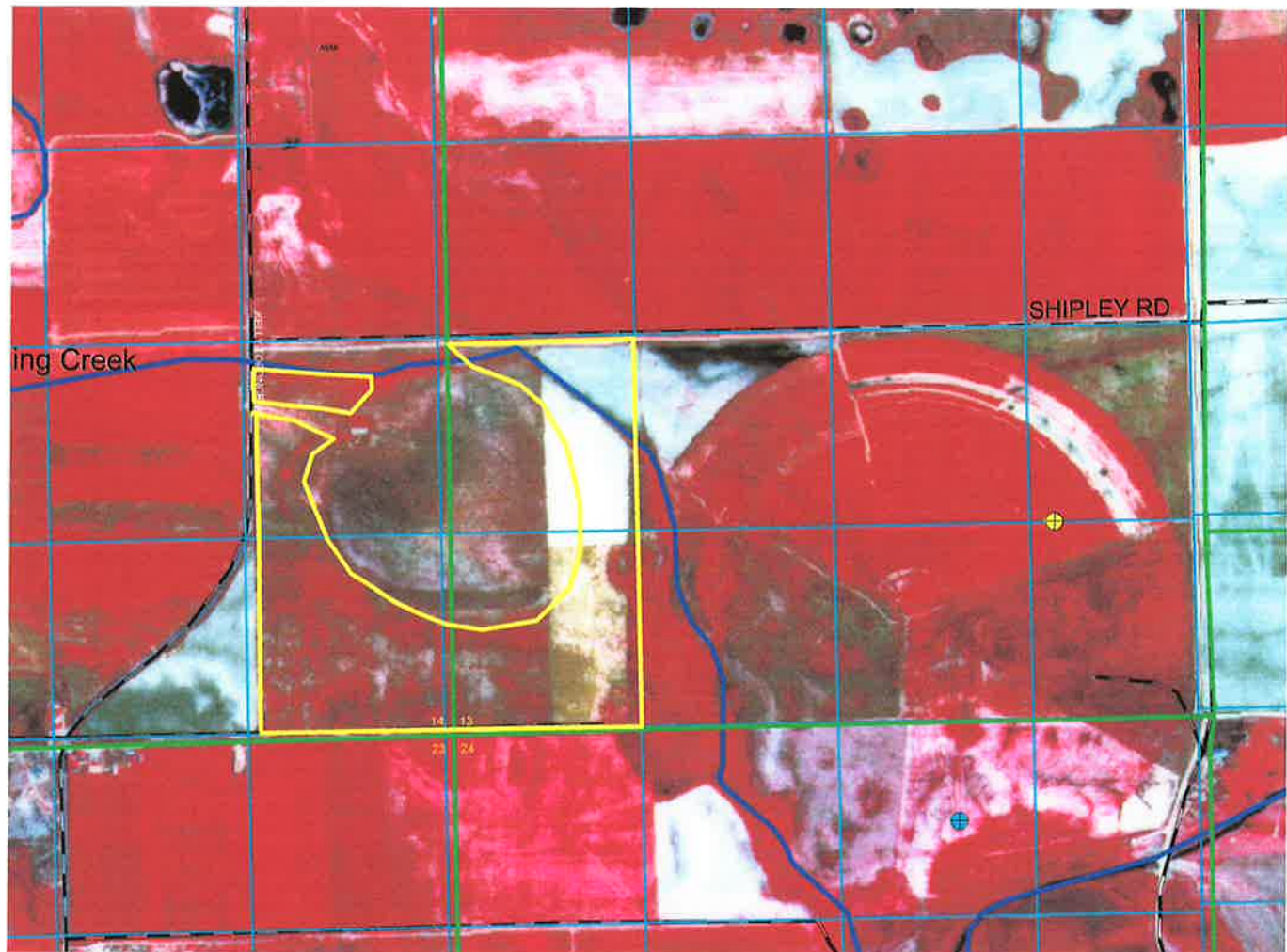
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right: 29-2431A



0.2 0 0.2 0.4 Miles

LEGEND

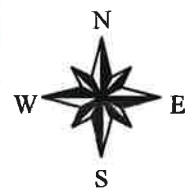
- ⊕ Point of Diversion
- Place of Use
- STREETS
- SECTIONS
- QUATER-QUATERS
- STREAMS

IRRIGATED ACRES 88

Place of Use: T7S, R38E,
(part of) Sections 13 & 14.

Points of Diversion: T7S, R38E,
Sec. 13, L-3 NESE

PROFILED



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: FEBRUARY 2003

SCANNED

FEB 09 2006

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Alan	2620 Kelly Toponce Rd.				
Name connector: and _____, or ☒ and/or _____						
Current Owner	ada K Smith.	Bancroft, ID	83	217		
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: W.L. Hatch Phone Number: _____Relationship to Claimant: leaseeDate of Field Exam: 10/15/01 Time: 10 AM

Directions to Property (if different from above) and/or update owner information:

Reviewer: CBDate: 2/28/03

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Priority Date Data Entry Form

Claim Number: 29-2431A

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

License

Reviewer: CBDate: 2/28/03SCANNED
FEB 09 2006

Point of Diversion and Source Data Entry Form

Claim Number: 29-243/A

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T 7S, R 38E, Sec. 13, SW, NE, SE, County: CaribouSource: G. W Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

GPS PT: THOMP 42.8087451 - 111.9515300.
Located in the Waypoint-Cest. shp. theme.field exam

Transfers Changing POD _____

Reviewer: CBDate: 2/28/03SCANNED
FEB 09 2006

Place Of Use Data Entry Form

Claim Number: 29-2431☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

field exam
1987/88 NAPP Photography
.275 or 27.5% of the right.

Transfers Changing POU _____

Reviewer: CBDate: 2/28/03SCANNED
FEB 09 2006

Purpose of Use Data Entry Form

Claim Number: 29-2431A☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			88	

Document how the Purpose of Use was verified:

1987/88 NAPP Photography

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 2/28/03SCANNED
FEB 09 2006

Period of Use and Quantity Data Entry Form

Claim Number: 29-2431☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	1.57	264

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Volume 88 acres * 3.0 AF/ac = 264 Ac-F.

Reviewer: CBDate: 2/28/03

SCANNED

FEB 09 2006

Claim No.: 29-2431A

Summary Data Entry Form

Remarks and Conditions (Include Type, Category and Code if applicable):

C18
COS.

Split or Combined Right Analysis:

29-2431 / 29-2431 alan smith
1.51

29-10202 Thompson Brothers.
3.99 cts (

Attached Field Notes or Other Documents:

Claim No.:

29-2431

Reviewer

CB

SCANNED

Date

2/18/03

FEB 09 2006

Notes

GPS Point in Waypoints - cest theme.
Thomp - GPS file.

Under the license, it describes the POD in the center of the SE, Section 13, T7S, R38E, in Carbon Co. During the field exam for Thompson Brothers who has also claimed some of the licensed POD, I GPS'd the POD. The GPS points puts the POD just over the line in the SW NESE. The well has not been moved. This part of the could be the error in the GPS, but I'm going to leave it as GPS'd, and add the CO3 remark because the legal description appears different.

Change of ownership form is located in 29-127 file.

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FEB 09 2006

10/15/01 W.L. Hatch (Alan Smith) 29-2431A.

I visited the point of diversion on 10/3/01 when I visited the Thompson Brothers. The well hasn't been working the last few years. The spring of 2002 Alan is installing a new mainline. The land was irrigated prior to 1987 with this well under this license.

The other part of this acreage is claim by the Thompson Bro.

✓ the irrigated acreage under 29-2431A & 2430A.

This POD was GPS'd on 10/3/01 when examining Thompson Brothers - Photo's were also taken at that time. Photo 163.

GPS point: Thomp tag# A0004522.

W.L. Hatch is going to determine when the POD changed. The acreage is the same number of acres; it's only change in the number of acres in each QQ. This property is next to the hay shed, by Thompson Brothers.

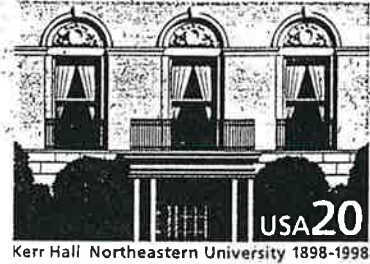
PROFILED

SCANNED

FEB 05 2006

SCANNED

MAY 7 2001



MIKE W & DONNA H HATCH
1468 N 1750 E
LOGAN UT 84341

USPS 1998 recycled

DEAR MR. AND MRS. HATCH:

WATER RIGHT NUMBERS A29-00127, A29-02430A, A29-02431A, AND
A29-02524 HAVE BEEN CHANGED TO REFLECT THE ADDRESS ON THE FRONT
OF THIS CARD.

RESPECTFULLY;

A handwritten signature in cursive script that reads "Cheri Vandermeulen".

CHERI VANDERMEULEN
RECORDS CLERK

SCANNED
FEB 07 2006

Change
"A" records

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): A29-00624', A29-02430A'
A29-02431A' and A29-02524'

[] Old Mailing Address:

RECEIVED

APR 24 2000

Department of Water Resources
Eastern Region

[] New Mailing Address: 1468 N. 1750 E.
Logan, Utah 84341

[] Telephone Number: 435-753-2075

[] Signature of Claimant: Mike W. Hatch

[] Date: 4-21-00

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:

SCANNED
FEB 07 2006



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

April 14, 2000

MIKE W & DONNA H HATCH
1458 N 1750 E
LOGAN UT 84321

RE: Correct address for Notice of Claim #'s: A29-00127, A29-02430A,
A29-02431A, and A29-02524.

Dear Mr. and Mrs. Hatch:

In the process of reviewing our records, we have discovered that the address may be wrong on some of your claims. The addresses that we have in our records are:

1458 N 1750 E and 1468 N 1750 E

I am enclosing with this letter a Change of Address form. Please fill it out and return to us so we may correct this problem.

If you have any questions please feel free to contact this office at 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk
Idaho Department of Water Resources

Enclosure: Change of Address form

SCANNED

FEB 07 2006



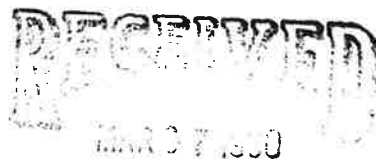
State of Idaho

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



Date: February 16, 1990

Wilder Hatch
2787 Kelly Rd.
Bancroft, ID 83217

Department of Water Resources
Eastern District Office

RE: Notices of Claim to a Water Right Returned

Dear Mr. Hatch:

The Idaho Department of Water Resources (IDWR) is returning Mike and Donna Hatch's Notices of Claim to a Water Right you submitted because of insufficient information and/or fees. All items on the notices must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified below and return the forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected notices within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each notice.

- The filing fee for each irrigation Notice of Claim is \$50.00 plus \$1.00 per acre. However, the acreage fee must only be paid once. Since the acreage fee has been previously paid on Receipt E012054, the filing fee for the three irrigation notices, A29-02430A, A29-02431A, and A29-02524 is \$150.00.
- It appears you have changed notice A29-00127 from an irrigation Notice of Claim to a stockwater Notice of Claim. The filing fee for the stockwater Notice of Claim, depends on the amount of water claimed in Items #6 and #7. You must list the number and type of stock which use the water in Item #9. The recommended diversion rates for stockwater are listed in the enclosed table. If you claim the appropriate cfs from the table in Items #6 and #7 for the number of stock listed in Item #9, the filing fee is \$25.00. If you do not change the amount previously listed (0.4 cfs) in Items #6 and #7, the filing fee for the notice is \$50.00 plus \$100.00 per claimed cfs in Item #7 (\$90.00 total).

SCANNED

MICROFILMED

PROFILED
FEB 07 1990

NOV 13 1992

Page -2-
Wilder Hatch

- Also, you changed the point of diversion (Item #4) for notice A29-00127 to Section 24. The point of diversion should be the location where water is diverted from King Creek. The previous location was listed on the attached aerial photo in the Southwest corner of Section 14. Please check for accuracy. If the aerial photo is incorrect, please illustrate the correct location on the photo. If the photo illustrates the correct location please adjust Item #4.

If you have any questions, please call Tony Olenichak, Water Right Agent, at (208)-525-7161.

Sincerely,

Tony Olenichak
for Ernest Carlsen

Ernest Carlsen
Adjudication Supervisor

Enclosure

MICROFILMED

NOV 13 1992

SCANNED

FEB 07 2006

MAY 09 2001

WATER LICENSE

Water License No. 29-2431 Priority June 27, 1960 Amount 5.5 c.f.s.

THIS IS TO CERTIFY, that ASA F. HATCH
of Bancroft, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated June 27, 1960; that Permit 29-2431 was issued pursuant
to said application; that the proposed works were completed on or about 1960
with a storage/or carrying capacity of 5.5 c.f.s., said works consisting of well,
pump, motor, and sprinkler system; and that on May 26, 1965
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 960
acre feet per season, with a maximum rate of diversion of 5.5 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of Irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in CENTER XX of the SE 1/4, Sec. 13, T. 7 S, R. 38 E, B.M., and
other additional points _____, in the County of
Caribou; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 960 acre feet per year.

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	
<u>7 S</u>	<u>38 E</u>	<u>13</u>									<u>39</u>	<u>35</u>	<u>30</u>	<u>39</u>	<u>38</u>	<u>39</u>	<u>39</u>	<u>38</u>	<u>302</u>
		<u>14</u>													<u>8</u>		<u>30</u>	<u>10</u>	<u>18</u>

Total number of acres irrigated 320

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

18th day of August, 19 69.

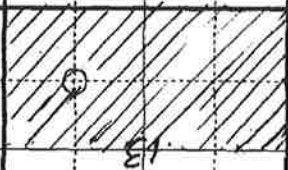
Jack A. Barnett
Deputy State Reclamation Engineer

29 2431

28827
29-2431

jms

TOWNSHIP 7 SOUTH, RANGE 38 E., B.M.



TO ACCOMPANY APPLICATION FOR PERMIT
BY ASA F. HATCH
June 25, 1960

Permit No. 28827
As Approved JUN 30 1960
GEO. N. CARTER
Reclamation Engineer

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

07/23/01 08:37:07
Page 1

Water Right Number - 29-02431

Prefix Translation: WATER RIGHT

Old (D) Number - 28827

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
HATCH

ASA F.

1 -
2 -
3 -

City- BANCROFT
Phone -

State- ID Zip- 83217

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
06/27/1960 15 EASTERN L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

07S 38E 13 NE SE
NW SE
SW SE
SE SE
(29) CARIBOU
(29) CARIBOU
(29) CARIBOU
(29) CARIBOU

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 5.500 960.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
5.500 960.00 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 38E 13 NE SW 39.0 01 IRRIGATION (29) CARIBOU
07S 38E 13 NW SW 35.0 01 IRRIGATION (29) CARIBOU
07S 38E 13 SW SW 35.0 01 IRRIGATION (29) CARIBOU
07S 38E 13 SE SW 39.0 01 IRRIGATION (29) CARIBOU
07S 38E 13 NE SE 38.0 01 IRRIGATION (29) CARIBOU
07S 38E 13 NW SE 39.0 01 IRRIGATION (29) CARIBOU
07S 38E 13 SW SE 39.0 01 IRRIGATION (29) CARIBOU
07S 38E 13 SE SE 38.0 01 IRRIGATION (29) CARIBOU
07S 38E 14 NE SE 8.0 01 IRRIGATION (29) CARIBOU
07S 38E 14 SE SE 10.0 01 IRRIGATION (29) CARIBOU

Total Acres: 320.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

20 acres claimed
not licensed -
POU changed?

10202

Sect. 13, 14
hill by haystack.

Center 16
SE Section

Water right number - 29-02431

Prefix Translation: WATER RIGHT

+ - - - - - Remarks - - - - - +

GEN P/D CENTER OF SE1/4, S13, T7S, R38E.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 03/12/85 05/22/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 03/12/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 08/21/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

07/23/01
Page 2

NO RECORD WAS FOUND FOR 2902431A

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: A29-02431A

Date Received: 1/25/1990

Receipt No: E12250

Received By: TD

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MIKE W. HATCH
Address: 1458 N. 1750 E.
LOGAN, UT

84321

AND/OR

Name: DONNA H. HATCH
Address: 1458 N. 1750 E.
LOGAN, UT

84321

2. Date of Priority: JUN 27, 1960

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot
07S	38E	13	NW	SE	SE	

County
CARIBOU

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.510		

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

A.F.A.

8. Total consumptive use is 220.0 Acre Feet Per Annum.

9. Non-irrigation uses:

RECEIVED

FEB 1 1990

Department of Water Resources
Eastern District Office

A2902431A



A29-02431A

Page 1

Date: 01/25/90

MICROFILMED

NOV 13 1992

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FEB 07 2006

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	38E	13	NW	SW		IRR	20.0
			SW	SW		IRR	30.0
					Section Acres		50.0
		14	NE	SE		IRR	8.0
			SE	SE		IRR	30.0
					Section Acres		38.0
					Total Acres		88.0

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 CLAIM IS FOR 27.5% OF LICENSE 29-2431.

15. Basis of Claim: LICENSE

Water Right Number: 28827

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): Mike W. Hatch Date: 2-12-90
Dan Hatch Date: 2-12-90

State of Utah)
Idaho)
County of Cache) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Feb 19 90

Deen Wenggaard
Notary Public

Seal

Residing at Logan, Utah
My Commission Expires 5 July 1990

