

11/25/2002

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

RIGHT NUMBER: 29-12909

NAME AND ADDRESS: GARY L HATCH
3023 CHESTERFIELD RD
BANCROFT ID 83217

SOURCE: SPRING

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 04/19/1904

POINT OF DIVERSION:

T07S R38E S14 NWSENE Begin of Stream Flow Within CARIBOU County
T07S R38E S14 SESENE End of Stream Flow Within CARIBOU County

This right authorizes the watering of livestock directly from the stream
without a diversion.

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: STOCKWATER Within CARIBOU County

T07S R38E S14 SENE

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.

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

EXPLANATORY MATERIAL: Beneficial Use

Contacts Data Entry Form

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____
Current Owner _____
Name connector: and _____, or _____, and/or _____
Current Owner _____
Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: None Time: _____

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

Spring - off aspen
in stream stock.
desk top review

Reviewer: CB

Date: 11/25/02

Priority Date Data Entry Form

Claim Number: 28-12907

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 4-19-1964 Claimed Basis: Beneficial use

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:

de minimus stock claim

Reviewer: CBDate: 11/25/02

Point of Diversion and Source Data Entry Form

Claim Number: 29-12909

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. 14, NW, SE, NE. County: Carbon *pt of begin*Source: Spring Tributary:_________ Use Claimed POD and Source as Recommended POD and Source T 7S, R 38E Sec 14 SE SE NE Carbon pt of ending

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

Transfers Changing POD _____

Reviewer: CBDate: 11/25/02

Place Of Use Data Entry Form

Claim Number: _____

_____ 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
7S	38E	14	SENE		Caribou			Stock water

Total Acres _____

Document how the POU was verified:

Caribou tax lot info

Transfers Changing POU _____

Reviewer: CBDate: 11/25/02

Purpose of Use Data Entry Form

Claim Number:

29-12909☐ 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
Stock		200		

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Stock water		200		

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer:

CB

Date:

11/25/02

Period of Use and Quantity Data Entry Form

Claim Number: 29-12909☐ 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
Stockwater	1/1	12/31	0.04	

Overall Diversion Rate 0.04

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Stock	1/1	12/31	0.02	De minimus

Overall Diversion Rate 0.02

Overall Diversion Volume _____

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

Fee paid was \$25 -
NOR Qty Cond. Cant exceed 13,000 gpd.

Reviewer: CBDate: 4/25/02

Claim No.: _____

Summary Data Entry Form

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

C18

N13 Qly Cond.

N11 Gen. Cond.

III POD Cond. - instream livestock watering

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.:

Reviewer

CB

Date

11/28/02

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

8/6/01

Stockwater for in stream use is out from exhibit 15 from the feed bunk.

Receipt search results Paym: WJ Askev.
E023684 Paid \$25. 10/2/1997.

- sm. stock claims don't require evidence of priority.

- stock portion of the decree 25-0070. Under the domestic - reduce Jeff Askev's claim 0.04 cfs. Gary kept the stock portion when he sold the house to Jeff Askev

POD: SESE Sec: 11 (decree POD.) 25-0070
POD change when?

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: **A29-12909**

Date Received: 10/ 2/1997

Receipt No: E023684

Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

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

2. Date of Priority: APR 19, 1904

3. Source: SPRING Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	38E	11	SW	SE	SW		CARIBOU

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	38E	14	SE	NE		STOCK	

11. Place of use in counties: CARIBOU

A2912909



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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

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

A29-12909

Date Received

10/2/97

Receipt Number

E023684

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

stock water
fee 2500

Please type or print clearly

1. Name of Claimant (s) Gary Hatch Phone (208) 648-7395
Mailing Address 3023 Chesterfield, Bancroft ID Zip 83217

2. Date of Priority (Only one (1) per claim) April 19 1904 JH

3. Source of water supply (a) Spring
which is tributary to (b) Portneuf river

4. a. Location of existing point of diversion is: Township 07S Range 38E Section 11,
SW 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Caribou

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 07S Range 38E Section 14, SE 1/4 of NE 1/4 of NE 1/4,

Govt. Lot _____ B.M., County of Caribou

ending point is: Township 07S Range 38E Section 14, SE 1/4 of NE 1/4 of
NE 1/4, Govt. Lot _____ B.M., County of Caribou

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For stockwater purposes from 1/1 to 12/31 amount 104 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stock water 200 Head Cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
02S	38E	14				5													

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Caribou

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

Last Name Hatch Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

075 38E

A hand-drawn map on graph paper showing a proposed diversion of Port Road. The map is divided into sections labeled "Sec 11" and "Sec 14". A vertical line is labeled "Kelly's Japanese rd.". A road labeled "Port Road" is shown, with a diversion point marked by a dot and labeled "Port Road Diversion". A "Place of Use" is marked with an "x".

Last Name

Hatch

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) ☐ Official Use ☐ Posted Notice ☐ License ☐ Permit ☐ Decree ☒

If applicable provide IDWR Water Right Number A29-00070
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.
Signature of Claimant (s) Gary L. Hatch Date 6/13/97

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho for _____)
County of Caribou) SS.

Subscribed and sworn (or affirmed) before me this 13th day of June 19 97

SEAL Notary Public Barbara J. Payne
Residing at Bonanza, Id
My Commission Expires 10-1-02

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

Last Name Hatch Ident. Number _____