

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 17 2014

Department of Water Resources
Eastern RegionAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Jayson Hatch Leslie Hatch Phone 208 648-7750
 Mailing address 2759 Baker Road Bancroft ID 83217 Email gcljran4@jonadom

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____
 Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Jayson Hatch
 Signature of Applicant or Authorized Representative

Jayson Hatch
 Print Name and Title if applicable

11/12/14
 Date

Leslie Hatch
 Signature of Applicant or Authorized Representative

LESLIE HATCH
 Print Name and Title if applicable

11/12/14
 Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Ownership change
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

This transfer proposes to add one point of diversion and change the place of use for right 29-2481. An ownership change will also take place.

One additional point of diversion is proposed in either the NENE of Section 18, T07S R39E, or the SESE of Section 7, T07S R39E. Two locations are requested in order to offer flexibility in the event that the first drilling site is dry. Upon completion of the drilling, the applicant will notify the department of the location of the additional well.

A total of 7.8 acres in the place of use are proposed to altered according to the following table (all sections are in T07S R39E):

Acres From	Acres To
Section 7 SENE: 0.7	Section 8 SWSW: 1.2
Section 7 NESE: 3.5	Section 17 NWNW: 1.6
Section 18 NENE: 2.3	Section 18 NWNE: 5.0
Section 18 SENE: 1.3	
<i>Total: 7.8</i>	<i>Total: 7.8</i>

The POU proposed in the application and the proposed shape appear slightly different due to a difference between the PLSS grid and aerial photography.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	29-2481	3.79	Irrigation	04/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 3.79 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 3.79 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
No		SW	SE	SE	07	07S	39E	Caribou	Ground Water	
Yes			SE	SE	07	07S	39E	Caribou	Ground Water	
Yes			NE	NE	18	07S	39E	Caribou	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	39E	7				17.3									27.5	40.0	39.0	39.0	162.8
07S	39E	8											1.2						1.2
07S	39E	17						1.6											1.6
07S	39E	18	37.7	5.0		8.7													51.4
Total Acres (for irrigation use)																			217.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

There will be two pivots, wheel lines, and handlines.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes,** ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
They will not be irrigated with water from any of applicant's rights.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
29-110A, 29-110B, 29-10215, 29-13472

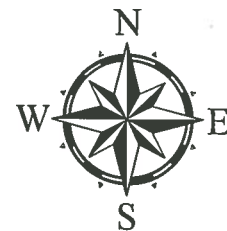
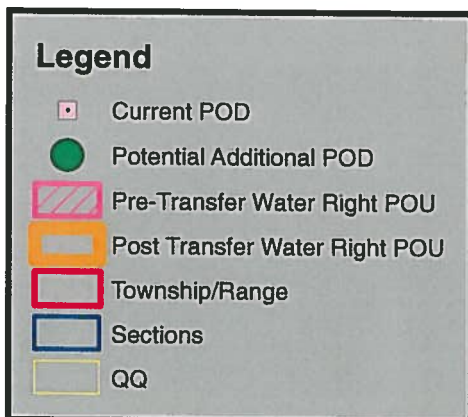
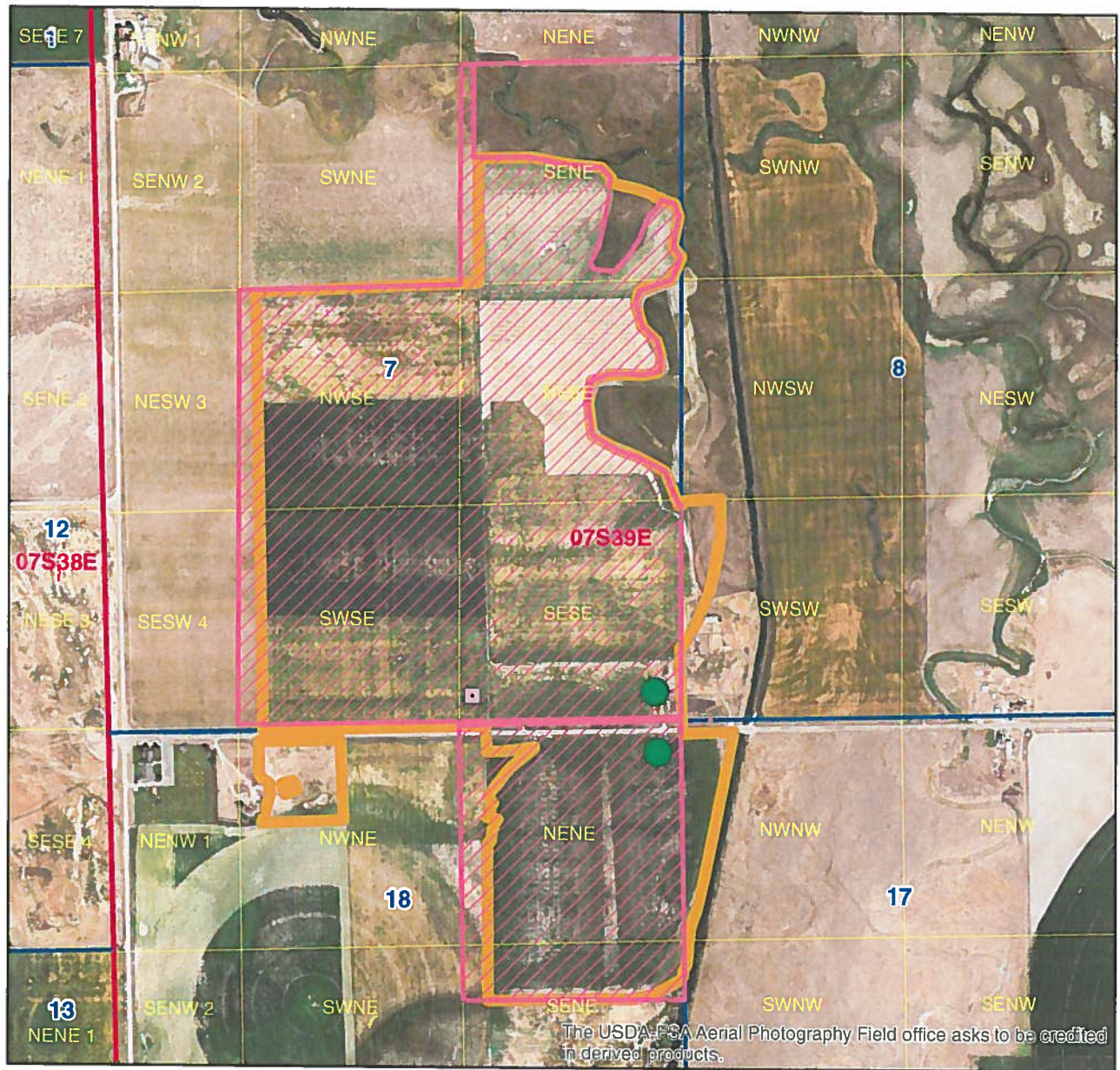
- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

Hatch Transfer Application



0 0.05 0.1 0.2 0.3 0.4 Miles

11/14/2014

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	AUDREY H HATCH 1009 STALKER RD BANCROFT, ID 83217 (208)648-7853

Current Owner A PAUL HATCH JR
1009 STALKER RD
BANCROFT, ID 83217
(208)648-7853

Status: Active

Tributary

Volume

759.5 AF

759.5 AF

Sec. 7, Twp 07S, Rge 39E, CARIBOU County

IRRIGATION within CARIBOU County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	39E	7				18.0									31.0	40.0	39.0	39.0	167.0
07S	39E	18	40.0			10.0													50.0

POU Total Acres: 217.0

1. C18 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.

Decreed Date: 3/22/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/14/2014

Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits
N/A

SubCase:
N/A

Water Supply Bank:
N/A

GIFT DEED**177015****1. Date**June 8, 2006**2. Parties**

Donor: A. Paul Hatch, Jr., a single person.

Current address: 1009 Stalker Road, Bancroft, ID 83217.

Donee: Jayson Ralph Hatch, a married man dealing with his sole and separate property.

Current address: 2759 Rindlishbaker Rd., Bancroft, ID 83217.

3. Property**Transferred Interest:** Grantor's one-half (1/2) undivided interest.**Idaho County:** Caribou**Description:**

SEE ATTACHMENT

Together with all improvements, water, water rights, ditches, ditch rights, easements, tenements, hereditaments, appurtenances, reversions, remainders, rents, issues and profits.

Subject to:

(1) All reservations, restrictions, easements, roads and road rights of way, ditches and ditch rights of way, power lines and power line rights of way, zoning restrictions, governmental restrictions, protective covenants, taxes, liens, and encumbrances of record, in the county where the property is located or observable by inspection of the land or ascertainable by inquiry of persons in possession.

(2) Taxes and assessments for 2006 and all subsequent years.

(3) Unpatented mining claims, reservations and exceptions and patents or in acts authorizing their issuance.

4. Consideration

The love and family connection between donor and donee the son of donor.

5. Grant

For the consideration stated, Donor gives and transfers to Donee and to Donee's heirs, successors and assigns forever the transferred interest in the property described in this deed.

6. Warranties

Donor, for himself, his heirs, successors and assigns, covenants with Donee his heirs, successors and assigns as follows:

Donor is currently the owner of the property as described in this deed.

Donor has the rights to convey the property described in this deed to Donee. The property described in this deed is free from all encumbrances, except as otherwise shown in this deed.


 A. Paul Hatch, Jr.

STATE OF IDAHO

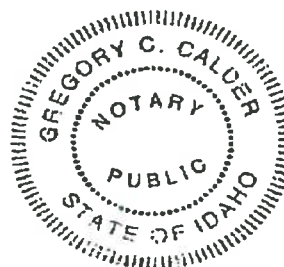
ss.

County of Bonneville

On June 8, 2006, before me, an Idaho notary public, personally appeared A. Paul Hatch, Jr., known or identified to me to be the person who executed this instrument and acknowledged to me that he executed the same.

 Notary Public for Idaho
 Residing At: Idaho Falls
 Commission Expires: 4/24/2008

(SEAL)

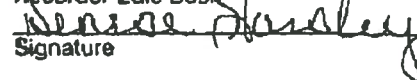
STATE OF IDAHO } ss **177015**

County of Caribou

I hereby certify that this instrument was filed at the request of Beard St. Clairat 4:50 o'clock P in this 1 day ofNovember, 2006 in my office and duly

recorded official Records

Recorder Edie Bush

Signature Deputy 

ATTACHMENT A**177015**Parcel 1

The East Half of the Southeast Quarter, the West Half of the Southeast Quarter, and the Southeast Quarter of the Northeast Quarter, in Section Seven (7), and the East Half of the Northeast Quarter in Section Eighteen (18), all in Township Seven (7) South, Range Thirty-nine (39), E.B.M., Caribou County, Idaho.

Parcel 2

That portion of the West $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ that lies West of the Portneuf Marsh Valley Canal, and that portion of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ that lies west of the Marsh Valley Canal, in Section 8, Township 7 South, Range 39, E.B.M.

Township 7 South, Range 39 East of the Boise Meridian:

Section 2: SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 3: SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 11: W $\frac{1}{2}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

EXCEPT THEREFROM: all that portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying South and East of the centerline of Baker Rd.

Section 18: A parcel of land located in Government Lot 1 & the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, the same being a portion of the lands described in the Warranty Deed, Instrument No. 73233 as recorded in the official records of Caribou County, Idaho more particularly described as follows:

Beginning at the Northwest corner of Government Lot 1, Section 18, aforesaid, the same being North 00°02'18" West 10539.40 feet from the Southwest corner of Section 19, basis of bearing; thence South 89°51'10" East along the Northerly boundary line of Section 18 a distance of 761.66 feet to the True Point of Beginning;

thence South 89°51'10" East along said boundary line a distance of 558.34 feet to the Northeast corner of the lands described in Warranty Deed, Instrument No. 73233 as recorded in the official records of Caribou County, Idaho;

thence South 00°05'47" West along the East boundary line of said land a distance of 495 feet to the Southeast corner thereof;

thence North 89°51'10" West along the Southerly boundary line of said land a distance of 454.95 feet;

thence North 00°05'47" East a distance of 125.47 feet;

thence South 68°44'41" West a distance of 14.72 feet;

thence North 51°49'15" West a distance of 32.25 feet;

thence South 81°36'57" West a distance of 65 feet;

thence North 00°05'47" East a distance of 364.68 feet, to the True Point of Beginning.

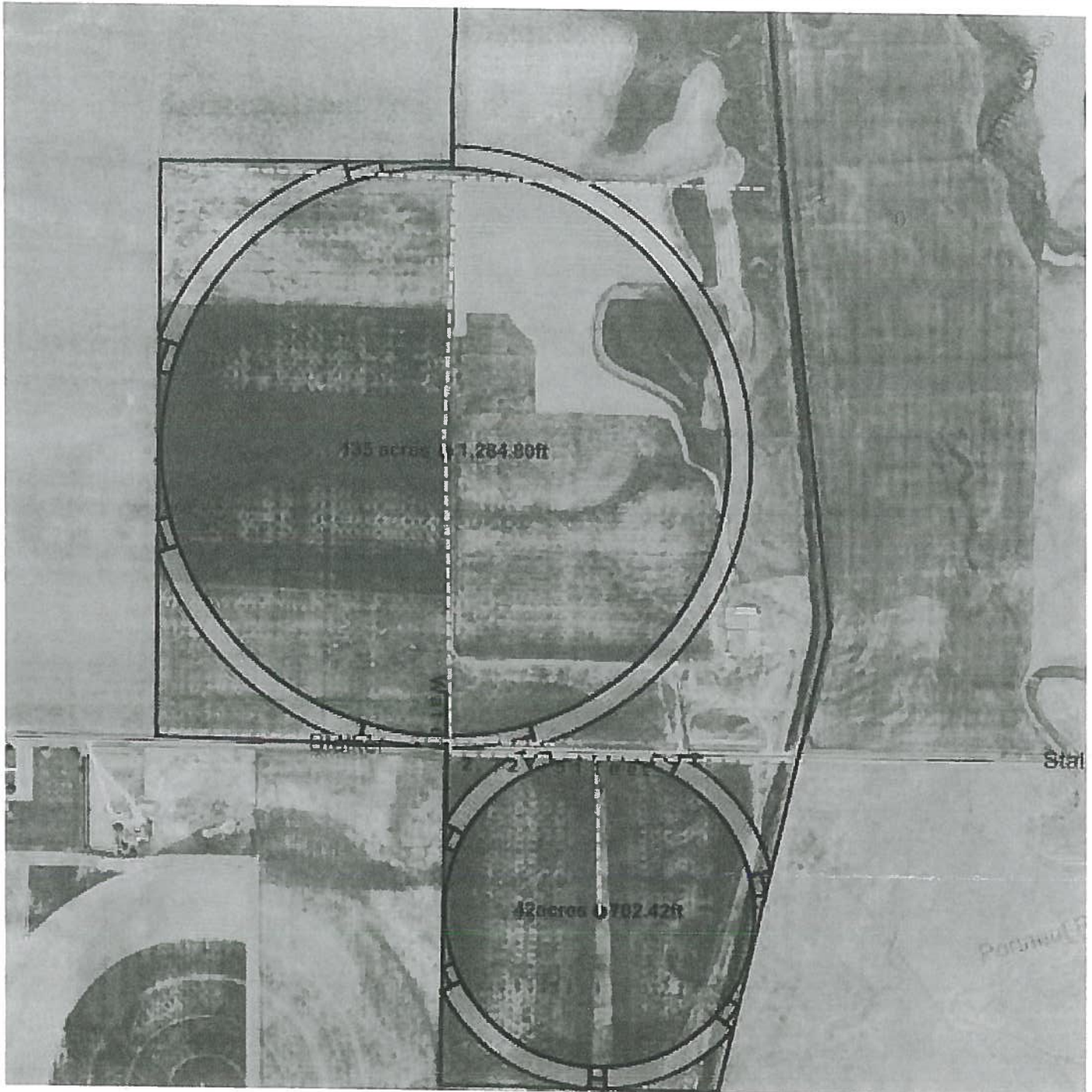


Rain For Rent

Joe Escobar
(208)521-4511
jesobar@rainforrent.com



Grower: Jayson and Leslie Hatch



PLAN MAP

Date: 8/14/2014

Customer(s): JAYSON R HATCH

District: CARIBOU SOIL & WATER CONSERVATION DISTRICT

Legal Description: T-7-S, R-39-E, Sec 7,8,17 & 18

Field Office: SODA SPRINGS SERVICE CENTER

Agency: USDA-NRCS

Assisted By: DAVID RUPP

State and County: ID, Caribou

