

#250

Page 1 of 14STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73426APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED
PART 1
MAR 06 2007Department of Water Resources
Eastern RegionName of applicant Jack Hatley or Sheldon Hatley Phone _____
Post Office address 3417 W Arimo Rd Arimo / 139893 THACKER, ARIMO

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 _____

2. Describe the reason for the proposed changes change 16 ac of the place of use.
dry up 16 ACRES move it to AN ADJOINING ACRES.
change would be for 0.32 cfs of the combined total cfs.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>29-403</u>	<u>1896</u>	<u>.75</u>	<u>IRR</u>	<u>4/1</u> to <u>10/31</u>
<u>404</u>	<u>1904</u>	<u>1.00</u>	<u>IRR</u>	<u>4/1</u> to <u>10/31</u>
<u>405</u>	<u>1895</u>	<u>.75</u>	<u>IRR</u>	<u>4/1</u> to <u>10/31</u>
<u>406</u>	<u>1904</u>	<u>1.00</u>	<u>IRR</u>	<u>4/1</u> to <u>10/31</u>
<u>4102/4187</u>	<u>1942/1942</u>	<u>.20/.73</u>	<u>IRR/STOCK</u>	<u>4/1/1</u> to <u>10/31/12/31</u>

2. Total amount of water being transferred 2.35 (.32) cubic feet per second and/or _____ acre-feet per annum.

3. Source of water GARDEN CREEK/LITTLE GAP CREEK tributary to _____
SPRING

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
1	SE	NW	NW	7	10S	36E	Bannock	GARDEN CREEK
	NE	SE	NW	5	10S	36E	Bannock	SPRING 29-4102
		NE	SE	36	9S	35E	Bannock	LITTLE GAP CREEK - 4187

5. Lands irrigated or place of use:

Twp.	Rge.	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	
10S	36E	5			24	7	3.3		6	34					30				104.3
		7					(13)												13
							GARDEN ONLY												

73426

Total acres 117.3

PART 1

6. General Information:

a. Description of diversion system ditch to Flood irrigation

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
it will be dry.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

page 3 of 14

73426

Page 1

02/06/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-403

WATER RIGHT NUMBER: 29-403

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HERMAN KRUEGER TRUST JACK HATLEY TRUSTEE 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	JACK HATLEY 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	SHELDON HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Current Owner	CHERYL HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168

Priority Date: 05/01/1896

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GARDEN CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.750 CFS	
	<u>Total Diversion:</u>	0.750 CFS	

Location of Point(s) of Diversion

GARDEN CREEK	SE1/4NW1/4NW1/4	Sec. 7, Twp 10S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	36E	5			31.0	15.0	3.3			24.0					31.0				104.3
10S	36E	7					13.0												13.0

Total Acres: 117.3

73426

page 4 of 16

73426

Page 2

02/06/2007

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 29-403

Conditions of Approval:

1. F01 WATER IS DELIVERED THROUGH GARDEN CREEK IRRIGATION DITCH.
2. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 37.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. 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.
5. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, AND 29-04187 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
6. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 117.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, 29-04187.

Remarks:

Comments:

1. aruberry 11/21/2002 OWNER CHANGE
Comment: OWNERSHIP CHANGED TO JACK BY DEED AND ADDED SHELDON BY WILL.

Dates and Other Information:

Licensed Date:
Decreed Date: 3/22/2004
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	11/21/2002 7:25:25 AM	aruberry			Closed
POD	11/21/2002 7:25:43 AM	aruberry			Closed
POU	11/21/2002 7:27:24 AM	aruberry			Closed
POU	11/21/2002 7:28:28 AM	aruberry			Closed
POU	11/21/2002 7:29:54 AM	aruberry			Closed
Use	11/21/2002 7:30:09 AM	aruberry			Closed

73426

page 5 of 16

73426

Page 1

02/07/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-404

WATER RIGHT NUMBER: 29-404

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHELDON HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Original Owner	HERMAN KRUEGER TRUST JACK HATLEY TRUSTEE 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	CHERYL HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Current Owner	JACK HATLEY 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438

Priority Date: 05/01/1904

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GARDEN CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.000 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

GARDEN CREEK SE1/4NW1/4NW1/4 Sec. 7, Twp 10S, Rge 36E, B.M.
BANNOCK County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	36E	5			31.0	15.0	3.3			24.0					31.0				104.3
10S	36E	7					13.0												13.0

Total Acres: 117.3

73426

page 6 of 16

73426

Page 2

02/07/2007

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 29-404

Conditions of Approval:

1. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 117.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, 29-04187.
2. 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.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. F01 WATER IS DELIVERED THROUGH GARDEN CREEK IRRIGATION DITCH.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, AND 29-04187 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

Remarks:

Comments:

Dates and Other Information:

Licensed Date:
Decreed Date: 3/22/2004
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	12/2/2002 10:47:34 AM	aruberry			Closed
POD	12/2/2002 10:47:49 AM	aruberry			Closed
POU	12/2/2002 10:51:32 AM	aruberry			Closed
Use	12/2/2002 10:52:39 AM	aruberry			Closed
Season	12/2/2002 11:06:52 AM	aruberry			Closed
Quantity	12/2/2002 11:10:02 AM	aruberry			Closed
Source	12/2/2002 11:12:07 AM	aruberry			Closed

73426

page 7 of 16

73426

Page 1

02/07/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-405

WATER RIGHT NUMBER: 29-405

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JACK HATLEY 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	SHELDON HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Current Owner	CHERYL HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Original Owner	WILLIAM C SMITH ID

Priority Date: 05/01/1895

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GARDEN CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.750 CFS	
	<u>Total Diversion:</u>	0.750 CFS	

Location of Point(s) of Diversion

GARDEN CREEK	SE1/4NW1/4NW1/4	Sec. 7,	Twp 10S,	Rge 36E, B.M.
BANNOCK County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
10S	36E	5	31.0	15.0	3.3	24.0	31.0
10S	36E	7		13.0			13.0

Total Acres: 117.3

Conditions of Approval:

73426

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-405

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 37.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. 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.
3. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 117.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, 29-04187.
4. F01 WATER IS DELIVERED THROUGH GARDEN CREEK IRRIGATION DITCH.
5. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, AND 29-04187 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:Comments:Dates and Other Information:

Licensed Date:
 Decreed Date: 3/22/2004
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	11/20/2002 3:04:15 PM	aruberry			Closed
POD	11/20/2002 3:04:31 PM	aruberry			Closed
POU	11/20/2002 3:06:08 PM	aruberry			Closed
Use	11/20/2002 3:07:28 PM	aruberry			Closed
Season	11/20/2002 3:08:37 PM	aruberry			Closed
Source	11/20/2002 5:15:41 PM	aruberry			Closed
Summary			12/02/2002	aruberry	Closed

page 9 of 14

73426

Page 1

02/07/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-406

WATER RIGHT NUMBER: 29-406

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JACK HATLEY 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	CHERYL HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Current Owner	SHELDON HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Original Owner	WILLIAM C SMITH

, ID

Priority Date: 05/01/1904

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GARDEN CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.000 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

GARDEN CREEK SE1/4NW1/4NW1/4 Sec. 7, Twp 10S, Rge 36E, B.M.
BANNOCK County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
10S	36E	5	31.0	15.0	3.3	24.0	31.0
10S	36E	7		13.0			13.0

Total Acres: 117.3

Conditions of Approval:

73426

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-406

1. F01 WATER IS DELIVERED THROUGH GARDEN CREEK IRRIGATION DITCH.
2. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, AND 29-04187 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
3. 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.
4. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 117.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, 29-04187.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Remarks:Comments:Dates and Other Information:

Licensed Date:
 Decreed Date: 3/22/2004
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	12/2/2002 11:46:37 AM	aruberry			Closed
POD	12/2/2002 11:46:52 AM	aruberry			Closed
POU	12/2/2002 11:49:30 AM	aruberry			Closed
Use	12/2/2002 11:49:51 AM	aruberry			Closed
Season	12/2/2002 11:50:55 AM	aruberry			Closed
Quantity	12/2/2002 11:52:30 AM	aruberry			Closed
Source	12/2/2002 11:54:44 AM	aruberry			Closed
Summary			12/02/2002	aruberry	Closed

page 11 of 16

73424

Page 1

02/07/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-4102

WATER RIGHT NUMBER: 29-4102

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHERYL HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Current Owner	JACK HATLEY 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	SHELDON HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168

Priority Date: 06/01/1942

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.200 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

SPRING NE1/4SE1/4NW1/4 Sec. 5, Twp 10S, Rge 36E, B.M.
BANNOCK County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	36E	5			31.0	15.0	3.3			24.0					31.0				104.3
							L 3												

Total Acres: 104.3

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, AND 29-04187 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
2. E55 USE OF THIS RIGHT WITH RIGHT NO. 29-04187 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 46.5 ACRES IN A SINGLE IRRIGATION SEASON.

73424

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-4102

3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 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.
5. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 104.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00403, 29-00404, 29-00405, 29-00406, 29-04102 AND 29-04187.

Remarks:Comments:

1. aruberry 11/21/2002 OTHER RIGHTS
 Comment: PPU OTHER RIGHTS

Dates and Other Information:

Licensed Date:
 Decreed Date: 3/22/2004
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POU	11/21/2002 3:50:04 PM	aruberry			Closed
Priority Date	11/21/2002 3:54:14 PM	aruberry			Closed
POD	11/21/2002 3:54:33 PM	aruberry			Closed
POU	11/21/2002 3:56:32 PM	aruberry			Closed
Source	11/21/2002 3:56:34 PM	aruberry			Closed
Use	11/21/2002 3:56:35 PM	aruberry			Closed
Season	11/21/2002 3:56:36 PM	aruberry			Closed
Quantity	11/21/2002 3:56:37 PM	aruberry			Closed
Season	12/2/2002 12:05:23 PM	aruberry			Closed
Quantity	12/2/2002 12:05:55 PM	aruberry			Closed
Summary			12/02/2002	aruberry	Closed

page 13 of 16

73426

Page 1

02/07/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-4187

WATER RIGHT NUMBER: 29-4187

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HERMAN KRUEGER TRUST JACK HATLEY TRUSTEE 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	CHERYL HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168
Current Owner	JACK HATLEY 3417 W ARIMO RD ARIMO, ID 83214 (208)254-3438
Current Owner	SHELDON HATLEY 13589 S THACKER ARIMO, ID 83214 (208)254-9168

Priority Date: 06/01/1942

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE GAP CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.730 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.730 CFS	

Location of Point(s) of Diversion

LITTLE GAP CREEK	NE1/4SE1/4	Sec. 36, Twp 09S, Rge 35E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	36E	5			31.0	15.0	3.3			24.0					31.0				104.3
							L 3												

Total Acres: 104.3

STOCKWATER same as IRRIGATION

Conditions of Approval:

73426

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-4187

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 36.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-00403, 29-00404, 29-00405, 29-00406, 29-04102, AND 29-04187 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
3. E55 USE OF THIS RIGHT WITH RIGHT NO. 29-04102 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 46.5 ACRES IN A SINGLE IRRIGATION SEASON.
4. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 104.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00403, 29-00404, 29-00405, 29-00406, 29-04102 AND 29-04187.
5. 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.

Remarks:Comments:

1. aruberry 12/2/2002 USE OF RIGHT
 Comment: PERMISSIBLE PLACE OF USE WITH ALL RIGHTS

Dates and Other Information:

Licensed Date:
 Decreed Date: 3/22/2004
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	12/2/2002 1:43:07 PM	aruberry			Closed
POD	12/2/2002 1:43:46 PM	aruberry			Closed
POU	12/2/2002 1:45:34 PM	aruberry			Closed
Use	12/2/2002 1:48:20 PM	aruberry			Closed
Season	12/2/2002 1:51:35 PM	aruberry			Closed
Quantity	12/2/2002 1:52:56 PM	aruberry			Closed
Source	12/2/2002 1:56:17 PM	aruberry			Closed
Summary			12/02/2002	aruberry	Closed

page 15 of 16

Cre

New PO18

4979

5268

NENW

3.3 AC

SWNW

6 AC

SENW

34 AC

SWNE

24 AC

SENE

7 AC

5114

5

NESE

30 AC

10S 36E

BM

4977

ARIMO

5058

497

Creek

5080

73426

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

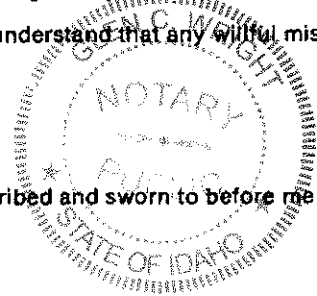
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

Subscribed and sworn to before me this 15th day of MARCH, 19 2007



[Signature]
(Signature of Applicant)

[Signature]
(Notary Public)

My commission expires 9-1-2012

FOR DEPARTMENT USE ONLY

Transfer contains 16 pages and 0 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee \$250 E032658

Receipted by De Date 3/6/2007

Published in Id State Journal Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____