

SRBA

SUBCASE SUMMARY REPORT 43-04235B

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SRBA
02-25-1999

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 43-04235B FILE#: 00001
CLAIMANT: ZOLLINGER, ORSON J
STATUS: SF5 FILED
WATER SOURCE: GROUNDWATER,
ISSUES: NAME AND ADDRESS DESCRIPTION
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.

**** PARTIES INVOLVED ****

ORSON J ZOLLINGER	PRO SE
DONNA ZOLLINGER	PRO SE

**** ROA ENTRIES ****

03-30-1998 OBJ 01 F/B ZOLLINGER, ORSON J
04-07-1998 STANDARD FORM 5 FILED

RB 09-01-1998 0001
04-07-1998

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2/25/99

Mr. Zollinger called (as he recently returned from out of state) to check on the status of this right. His son filed the objection last year saying he wanted the trough in the SENE added back into the PDU. We agreed and an SF5 was filed with the court last April 7, 1998. I told him to check with them as to when it will be decreed... *(SRBA Ct.)*

AJ5856NP

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

DATE: SEP-15-1997
PAGE: A-28

RIGHT NUMBER: 43-04235B

NAME & ADDRESS: ORSON J ZOLLINGER
DONNA ZOLLINGER
HC 61 BOX 1096
MALTA ID 83342

SOURCE: GROUNDWATER

QUANTITY: 0.19 CFS

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

PRIORITY DATE: 01/01/1905

POINT OF DIVERSION: T13S R28E S12 SENE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.19 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T13S R28E S12 SWSE

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.
PARCEL NO. RP13S28E120000

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

✓ DJ 9/15

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ORSON J ZOLLINGER	01/01/1905	STOCKWATER	01-01 12-31	0.19 CFS	
C	DONNA ZOLLINGER					
	HC 61 BOX 1096					
	MALTA ID 83342					
	(208) 645-2250					
TOTAL DIVERSION:					0.19 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13S R28E S12

SENE

CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac									
13S	28E	12	:	:	:	:	:	:	:	:	:	:	:		

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER, 800 RANGE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A43-04235A A43-04235B A43-04235C R43-04235A

Other Water Rights Listing Overlapping Place(s) of Use:

A43-07072 A43-10800

Remarks: GEN PARCEL NO. RP13S28E120000

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 04/20/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
WELL ON LAND OF LYLE ADAMS AND USED UNDER A WELL AGREEMENT.

Date: 04/20/1992 User-ID: SMITH Subject: STOCKWATER
STOCKWATER USE IN SENE COVERED BY 43-04235A

Audit: 04/20/92 SMITH 03/30/95 POST-STD

OK shared well

N11
N13

7/2

ITS FROM: SOURCE: GROUNDWATER

IT NUMBER: 43-042358

AND ADDRESS: ORSON J ZOLLINGER
DONNA ZOLLINGER
1527 S 3350 E
~~NE 61 BOX 1096~~
MALTA ID 83342

RCE: GROUNDWATER

NTITY: 0.19 CFS

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

ORITY DATE: 01/01/1905

NT OF DIVERSION: T13S R28E S12 SENE Within CASSIA County

POSE AND			
IOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.19 CFS

DE OF USE: STOCKWATER Within CASSIA County
T13S R28E S12 SENE SWSE

ER 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.

LANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP13S28E120000

U.S. DEPT. OF THE INTERIOR

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MAIL 13390 Department of Water Resources
Northern Region



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Department of Water Resources
Adjudication Bureau

APR 01 1998

OFFICE OF THE
ATTORNEY GENERAL

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

A Subcase 43-04235B
(Insert water right number)

Case No. 39576

DOMESTIC AND
STOCK WATER RIGHT
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

ORSON AND DONNA ZOLLINGER By P.O.A.

Address:

1529 S 3350 E

MALTA ID 83342

Daytime Phone:

(208) 645-2677

Name & Address of Attorney, if any:

[Signature]

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name:

ORSON AND DONNA ZOLLINGER

Address:

HC 61 Box 1096

MALTA ID 83342

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☒ **Name and Address** BOX 1096
Should be: 1527 S 3350 E MOUNTAIN DR 83342
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: ADD AN ADDITIONAL PLACE OF USE ^{SENE} ~~SENE~~
AS ORIGINALLY CLAIMED.

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

ADDRESSES HAVE
BEEN UPDATED. TROUGH IN THE SENE IS
SHARED AS HAS BEEN SINCE ORIGINALLY CLAIMED.

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on 3-30, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons:

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 the claimant of the water right at the following address:

Name: _____
Address: _____

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

E VERIFICATION (Must be Completed)

State of Idaho)
County of Twin Falls) ss.

JOHN ZOLLINGER, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

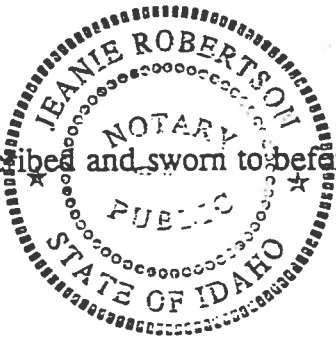
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

ORSON AND DONNA ZOLLINGER By P.O.A.
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

March 24, 1998



Jeanie Robertson
Notary Public for EDWR - State of Idaho
Residing at: Twin Falls, ID
My Commission Expires: 9-23-2000