

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
43-2518					
43-10843					

The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

Name and Address of Former Owner/Claimant(s)	<u>Roland Zollinger, Orson J. Zollinger, Russell Zollinger, Asiel A. Zollinger</u> <u>1513 South 3350 East</u> <u>Malta, ID 83342</u>
New Owner/Claimant(s)	<u>Orson & Donna Zollinger Living Trust dated March 18, 2001</u> Name Connector (Check one): [] and, [] or, [] and/or
New Mailing Address	<u>1527 South 3350 East</u>
City, State and ZIP Code	<u>Malta, ID 83342</u>
New Telephone Number	<u>(208-) 645-2250</u>
Date you acquired the property	<u>January 31, 2006</u>

RECEIVED
FEB 21 2006
Department of Water Resources
Southern Region
RECEIVED
FEB 23 2006
DEPARTMENT OF
WATER RESOURCES

WARRANTY DEED

306477

#41134

For Value Received

Cathy Jean White, Roland L. Zollinger, and Russell D. Zollinger, Co-Personal Representatives of the Estate of Asiel Aaron Zollinger, deceased and Russell D. Zollinger, also known as Russell Zollinger and Patricia Zollinger, husband and wife, and Roland L. Zollinger, also known as Roland Zollinger and Kathy Zollinger, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Orson J. Zollinger and Donna J. Zollinger, Trustees, or their successors in trust, under the Orson & Donna Zollinger Living Trust, dated March 18, 2001
Address: 1527 South 3350 East
Malta, Idaho 83342

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 10: N $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT the following described tract:

Beginning at the Northeast corner of said Section 10, said corner marked by a USGLO iron pipe with brass cap which shall be the Point of Beginning;
Thence South 00°02'07" West along the East line of Section 10 for a distance of 367.55 feet to a $\frac{1}{2}$ inch rebar;
Thence North 56°07'52" West for a distance of 668.14 feet to a $\frac{1}{2}$ inch rebar on the North line of Section 10;
Thence South 89°30'17" East along the North line of Section 10 for a distance of 555.02 feet to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 10: SE $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 3:

TOWNSHIP 13 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 11: Part of the N $\frac{1}{4}$, more particularly described as follows:

Beginning at the West $\frac{1}{4}$ Section of said Section 11, said corner marked by a US GLO iron pipe with brass cap which shall be the Point of Beginning;
Thence North 00°02'07" East along the West line of Section 11 for a distance of 1849.21 feet to a $\frac{1}{2}$ inch rebar;

Thence South 88°53'05" East for a distance of 462.22 feet to a ½ inch rebar;
Thence South 65°28'53" East for a distance of 780.44 feet to a ½ inch rebar;
Thence South 59°54'23" East for a distance of 163.98 feet to a ½ inch rebar;
Thence South 72°04'00" East for a distance of 133.16 feet to a ½ inch rebar;
Thence South 65°08'47" East for a distance of 1155.00 feet to a ½ inch rebar;
Thence South 34°26'57" East for a distance of 72.59 feet to a ½ inch rebar;
Thence South 02°55'09" West for a distance of 292.57 feet to a ½ inch rebar;
Thence North 89°50'07" East for a distance of 116.50 feet to a ½ inch rebar on the East line of the NW¼;
Thence South 00°08'43" West along the East line of the NW¼ for a distance of 553.81 feet to the Center ¼ Section corner of Section 11;
Thence South 89°57'11" West along the South line of the NW¼ for a distance of 2631.18 feet to the Point of Beginning.

PARCEL NO. 4:

TOWNSHIP 13 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 12: Part of the W¼NW¼, more particularly described as follows:

Beginning at the W¼ section corner of said Section 12, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence North 00°14'40" East along the West line of Section 12 for a distance of 70.00 feet;
Thence North 89°50'15" East for a distance of 27.46 feet to a ½ inch rebar;
Thence North 89°50'15" East for a distance of 1268.58 feet to a ½ inch rebar;
Thence South 00°19'00" West for a distance of 70.00 feet to a ½ inch rebar on the South line of the NW¼;
Thence South 89°50'15" West along the South line of the NW¼ for a distance of 1295.98 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to all of the Grantor's interest in the State of Idaho, Department of Water Resources Adjudication Nos. 43-2518 and 43-10843.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2006 and subsequent years.

Easement executed by Pearl N. Zollinger, Holland Land Company, and State of Idaho, Grantor, to Sublett Irrigation Company, Grantee, dated June 27, 1955 and recorded November 5, 1955 as Instrument No. 187929 in Book 15 Miscellaneous, page 307, records of Cassia County, Idaho.

Operating Agreement by and between Asiel A. Zollinger and Theda A. Zollinger, husband and wife, Orson J. Zollinger and Donna Jo Zollinger, husband and wife, and Pearl N. Zollinger, a widow, Users, dated October 17, 1961 and recorded July 13, 1962 as Instrument No. 7953, records of Cassia County, Idaho.

Easement executed by Asiel A. Zollinger and Theda A. Zollinger, husband and wife, Grantors, Party of the First Part to Heber J. Zollinger and Theora May Zollinger, husband and wife, and their heirs-at-law, Parties of the Second Part and to Pearl N. Zollinger, a widow, and to her heirs-at-law, Party of the Third Part, dated May 22, 1968

and recorded May 24, 1968 as Instrument No. 41000 on Film No. 68, records of Cassia County, Idaho.

Easement executed by Asiel A. Zollinger and Theda A. Zollinger, husband and wife, Parties of the First part, to Heber J. Zollinger and Theora May Zollinger, husband and wife, Parties of the Second Part and to Pearl N. Zollinger, a widow, Party of the Third Part, dated May 22, 1968 and recorded May 24, 1968 as Instrument No. 41001 on Film No. 56, records of Cassia County, Idaho.

Easement executed by Asiel A. Zollinger and Theda A. Zollinger, husband and wife, Parties of the First part, to CharLane Zollinger, a single woman, Party of the Second part, dated September 23, 1968 and recorded October 3, 1968 as Instrument No. 43085 on Film No. 58, records of Cassia County, Idaho.

Agreement For Purchase of Power between the Raft River Rural Electric Cooperative, Inc., Seller and Zollinger Brothers, Consumer, dated April 6, 1967 and recorded June 19, 1970 as Instrument No. 51661 on Film No. 65, records of Cassia County, Idaho, covering the N $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11 Township 13 South, Range 28 East of the Boise Meridian.

Agreement Apportioning Water License by and between Heber J. Zollinger, Orson J. Zollinger, Asiel Zollinger, and the Pearl Zollinger Estate, dated May 1, 1977 and recorded June 9, 1977 as Instrument No. 99334 on Film No. 109, records of Cassia County, Idaho.

Terms and conditions contained in License To Use Ditch Right-of-Way by and between The Sublett Irrigation Company, a corporation, party of the first part and Asiel Zollinger and Theda A. Zollinger, husband and wife, and Orson J. Zollinger and Donna Jo Zollinger, husband and wife and Pearl N. Zollinger, a widow, parties of the second part, dated January 25, 1962 and recorded April 26, 1978 as Instrument No. 107016 on Film No. 116, records of Cassia County, Idaho.

Agreement For Purchase of Power between the Raft River Rural Electric Cooperative, Inc, Seller and Asiel Zollinger, Theda A. Zollinger, Orson Zollinger, Donna T. Zollinger, Heber Zollinger, and Theora Mae Zollinger, Consumer, dated January 23, 1979 and recorded February 16, 1979 as Instrument No. 114399 on Film No. 123, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: January 31st, 2006

ESTATE OF ASIEL AARON ZOLLINGER

By: [Signature]
Cathy Jean White, Co-Personal Representative

By: [Signature]
Russell D. Zollinger, Co-Personal Representative

By: [Signature]
Roland L. Zollinger, Co-Personal Representative

[Signature]
Russell D. Zollinger

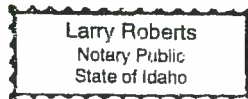
[Signature]
Patricia Zollinger

[Signature]
Roland L. Zollinger

[Signature]
Kathy Zollinger

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

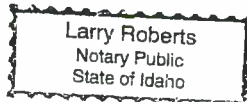
On this 31st day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Cathy Jean White**, known or identified to me to be the person whose name is subscribed to the within instrument as Co-Personal Representative of the Estate of Asiel Aaron Zollinger, and acknowledged to me that she executed the same as such Personal Representative.

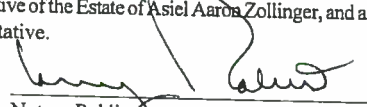



Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

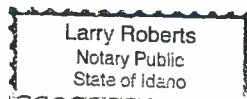
On this 31st day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Roland L. Zollinger**, known or identified to me to be the person whose name is subscribed to the within instrument as Co-Personal Representative of the Estate of Asiel Aaron Zollinger, and acknowledged to me that he executed the same as such Personal Representative.




Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

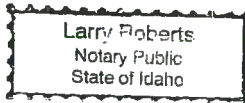
On this 31st day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Russell D. Zollinger**, known or identified to me to be the person whose name is subscribed to the within instrument as Co-Personal Representative of the Estate of Asiel Aaron Zollinger, and acknowledged to me that he executed the same as such Personal Representative.




Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

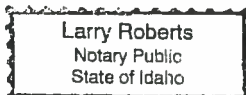
On this 31 day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Roland L. Zollinger and Kathy Zollinger**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



[Signature]
Notary Public
Residing at: Burley, ID
My Commission expires: 6.30.09

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 31 day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Russell D. Zollinger and Patricia Zollinger**, known or identified to me to be the persons whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.



[Signature]
Notary Public
Residing at: Burley, ID
My Commission expires: 6.30.09

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

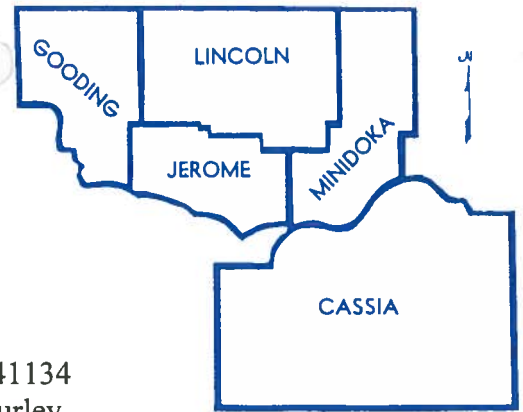
2006 FEB 1 AM 10 22

GASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 1500 DEPUTY 40

306477

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #41134
OFFICE: Burley

February 17, 2006

ID Dept. of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

RECEIVED
FEB 21 2006
Department of Water Resources
Southern Region

RE: Zollinger/Zollinger

Dear Clerk:

Enclosed with this letter please find the following:

1. The original executed Notice of Change In Water Right Ownership.
2. A copy of the recorded Warranty Deed.
3. Land Title and Escrow's trust account check no. 13756 in the amount of \$50.00 for the transfer fee.

Please make the necessary changes in the records to indicate the new owner as the Orson & Donna Zollinger Living Trust dated March 18, 2001 for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Very truly yours,
Land Title and Escrow, Inc.

Nancy Garrett
Reconveyance Department

/nrg
enc.
Certified Mail

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: **A43-02518**
Date Received: 4/24/1989
Receipt No: S006936
Received By: _____

AMENDED

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

AMENDED

1. Name: ASIEL A. ZOLLINGER 208-645-2237
Address: HC 61 BOX 1104
MALTA ID 83342
AND/OR
Name: ORSON J. ZOLLINGER 208-645-2250
Address: HC 61 BOX 1096
MALTA ID 83342
AND/OR
Name: RUSSELL ZOLLINGER 208-645-2353
Address: HC 61 BOX 1104
MALTA ID 83342
AND/OR
Name: ROLAND ZOLLINGER 208-645-2219
Address: HC 61 BOX 1094
MALTA ID 83342

2. Date of Priority: MAR 23, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	28E	12	SW	SW	NW		CASSIA
			SE	SW	NW		CASSIA

5. Description of diverting works:
TWO CONNECTED WELLS & PUMPS, MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	10.000		2876.00

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

8. Total consumptive use is 2157.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	28E	2	SW	SW		IRR	40.0
			SE	SW		IRR	31.0
					Section Acres		71.0
		3	NW	NE		IRR	23.0
					Section Acres		23.0
		10	SE	NE		IRR	40.0
			NE	SE		IRR	40.0
					Section Acres		80.0
		11	SW	NE		IRR	38.0
			SE	NE		IRR	37.0
			NE	NW		IRR	38.0
			NW	NW		IRR	34.0
			SW	NW		IRR	40.0
			SE	NW		IRR	36.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	34.0
			SE	SW		IRR	25.0
			NE	SE		IRR	34.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	29.0
					Section Acres		504.0
		12	NW	NW		IRR	12.0
			SW	NW		IRR	35.0
					Section Acres		47.0
		14	NW	NW		IRR	19.0
					Section Acres		19.0
					Total Acres		744.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-02036, A43-02584

14. Remarks:

THIS CLAIM IS BASED ON COMBINATION OF 43-02518A & B, NOW REFERRED TO AS C BY WATER RIGHTS. THESE WELLS ARE USED PURSUANT TO A RECORDED WATER USER'S AGREEMENT FOR THE PARTIES LISTED ON CLAIM.

PURSUANT TO APPROVED TRANSFER NO. 4169:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
3. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SRBA.
4. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THIS TRANSFER SHOULD NOT BE RESCINDED.
5. THE TOTAL COMBINED RATE OF DIVERSION UNDER RIGHT NO. 43-02518C AND SRBA CLAIM NO. A43-10843 SHALL NOT EXCEED 10.0 CFS.
6. RIGHT NO. 43-02518C IS LIMITED TO THE IRRIGATION OF 719 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
7. SRBA CLAIM NO. A43-10843 IS LIMITED TO THE IRRIGATION OF 25 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
8. TWO POINTS OF DIVERSION ARE LOCATED WITHIN SWNW, S12, T13S, R28E.

15. Basis of Claim: LICENSE

Water Right Number: 29588

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: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

04-Nov-1993

ASIEL A ZOLLINGER
ORSON J ZOLLINGER
RUSSELL ZOLLINGER
ROLAND ZOLLINGER
HC 61 BOX 1094
MALTA ID 83342

RE: Amendment of SRBA Claim #A43-02518 & A43-10843

Dear Claimant:

Pursuant to the approval of Transfer No. 4169, your above referenced Notice of Claim in the Snake River Basin Adjudication has been amended to conform with the transfer. Please find enclosed a printout of the way the claim record has been modified. Please look the modified record over carefully to be sure it correctly reflects your intended change. If you have questions please feel free to contact this office.

Sincerely,



Jeanie Robertson
Records Clerk

Encl:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Region Adj.

TRANSFER OF WATER RIGHT

TRANSFER NO. 4169
WATER RIGHT NO(S). 43-02518C &
NOTICE OF CLAIM TO A WATER RIGHT A43-10843

This is to certify that: **ORSON J ZOLLINGER**
ASIEL A ZOLLINGER
RUSSELL ZOLLINGER
ROLAND ZOLLINGER
HC 61 BOX 1096
MALTA ID 83342

RECEIVED

OCT 19 1993

Department of Water Resources
Southern Region Office

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 43-02518C :			
IRRIGATION	04/01 to 10/31	10.00 CFS	2876.0 AF
Priority: 03/23/1961			
Claim No. A43-10843 :			
IRRIGATION	04/01 to 10/31	10.00 CFS	100.0 AF
Priority: 06/30/1985			

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 12, Township 13S, Range 28E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13S	28E	2	SWSW 40	SESW 31		71
		3	NWNE 23			23
		10	SENE 40	NESE 40		80
		11	SWNE 38	SENE 37	NENW 38	
			NWNW 34	SWNW 40	SENE 36	
			NESW 40	NWSW 40	SWSW 34	
			SESW 25	NESE 34	NWSE 40	
			SWSE 39	SESE 29		504
		12	NWNW 12	SWNW 35		47
		14	NWNW 19			19
Total number of acres irrigated:						744

TRANSFER NO. 4169
WATER RIGHT NO(S). 43-02518C &
NOTICE OF CLAIM TO A WATER RIGHT A43-10843

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. The total combined rate of diversion under Right No. 43-02518C and Snake River Basin Adjudication Claim No. A43-10843 shall not exceed 10.0 cfs.
6. Right No. 43-02518C is limited to the irrigation of 719 acres in the place of use described above in a single irrigation season.
7. Snake River Basin Adjudication Claim No. A43-10843 is limited to the irrigation of 25 acres in the place of use described above in a single irrigation season.
8. Two points of diversion are located within SWNW, S12, T13S, R28E.

Dated this 13th day of October, 1993.


Chief, Water Alloc. Bureau

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4169

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

A.
Name of applicant Asiel w/o Orson J. w/o Russell w/o Roland Zollinger Phone 645-2250
Post Office address c/o Orson J. Zollinger, HC 61 Box 1096, Malta, ID 83342

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 P/U to allow installation of pivot sprinkler

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>A43-02518</u>	<u>3-23-1961</u>	<u>10.0 cfs</u>	<u>Irrig.</u>	<u>3-15</u> to <u>11-15</u>
<u>A43-10843</u>	<u>6-30-1985</u>	<u>10.0 cfs</u>	<u>"</u>	<u>"</u> to <u>"</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 10.0 cubic feet per second and/or 2976 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion: No Change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use: Not to exceed 719 > 25 acres per annum, respectively.

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	
13S	28E	2											40	31					71
		3		23															23
		10				40									40				80
		11			38	37	38	34	40	36	40	40	34	25	34	40	29	29	504
		12						12	25										47
		14						10											19
								12											

PART 1**6. General Information:**

a. Description of diversion system Two connected wells & pumps, mainline to sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ 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:

Land will no longer be irrigated. The two pivot corners have been in Federal set-aside programs since 1977.

d. Remarks:

Most of the pivot in the NW 1/4 Sec. 14 will be under Sublett Irrigation Co. shares. Number of irrigated acres will not increase as a result of this transfer.

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 _____.

T1764

107.9

2

11

21.8

2
31.7

HRS

~~25.0~~
25.0

4
66.9

4a

af
41.9

NHEL W

6

A

7

95

NHEL W

135

9

NHEL W

10.3

10

17.8

NHEL W

af

5

af
8.6

7

11.9

NHEL W

3

30.0

4
21.5

HRS

12

6.1

HRW

14

NHEL W

39.0

5
36.0

6
25.0

NHEL W

2.6

10
19.4

SWS

13a

50

HRS

13 SWS

HRS

SWS

KK

24

16a

HRW

31.6

94.8

16

126.4

17a

6.4

17

12.8

64

SWS

877

T1767

10

15

5.5

15

14

2505
T1766

T# 4169

SWS

T 13

2505
T1798

2504
T1791

(4)
113.2
HEL

2504
T1789

56.1
CRP
88-97

10.0

1049
T 1228
3 6.5

4 4.2

5 4.3

6 17.1

10 5.7

2505

T1762

1
60.7

2
81.1

3
107.9

2504
T1764

3
10.1

2

11

21.8

2
31.7

4
66.9

6
95

9
10.3

7
2.6

5
36.0

6

11 25.0

10
19.4

4
21.5

3
30.0

13
11.1

12
6.1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A43-02518 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 3-23-1961

5. Water is used for the following purpose:

amount 10.0 cfs for Irrig. purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 10.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	12	13S	28E	Cassia	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
13S	28E	2											40	31					71
		3		14 3/4	23														23
		10				40									39				19
		11			38	37	36	34	40	30	40	40	34	25	34	40	39	32	499
		12						12	35										47

Total acres 719

9. Describe any other water rights used for the same purpose as described above A440

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED
1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A43-10843 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 6-30-1985
5. Water is used for the following purpose:

amount 10.0 cfs for Irrig purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 10.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	12	13S	28E	Cassia	
	SE	SW	NW	"	"	"	"	

8. 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	
13S	28E	10													1			3	4
		11					2			6			6				7	21	

Total acres 25
9. Describe any other water rights used for the same purpose as described above None, A43-02518 on adjacent lands.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

Yes If yes, describe Pivot corners have been in Federal setaside since 1977.**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

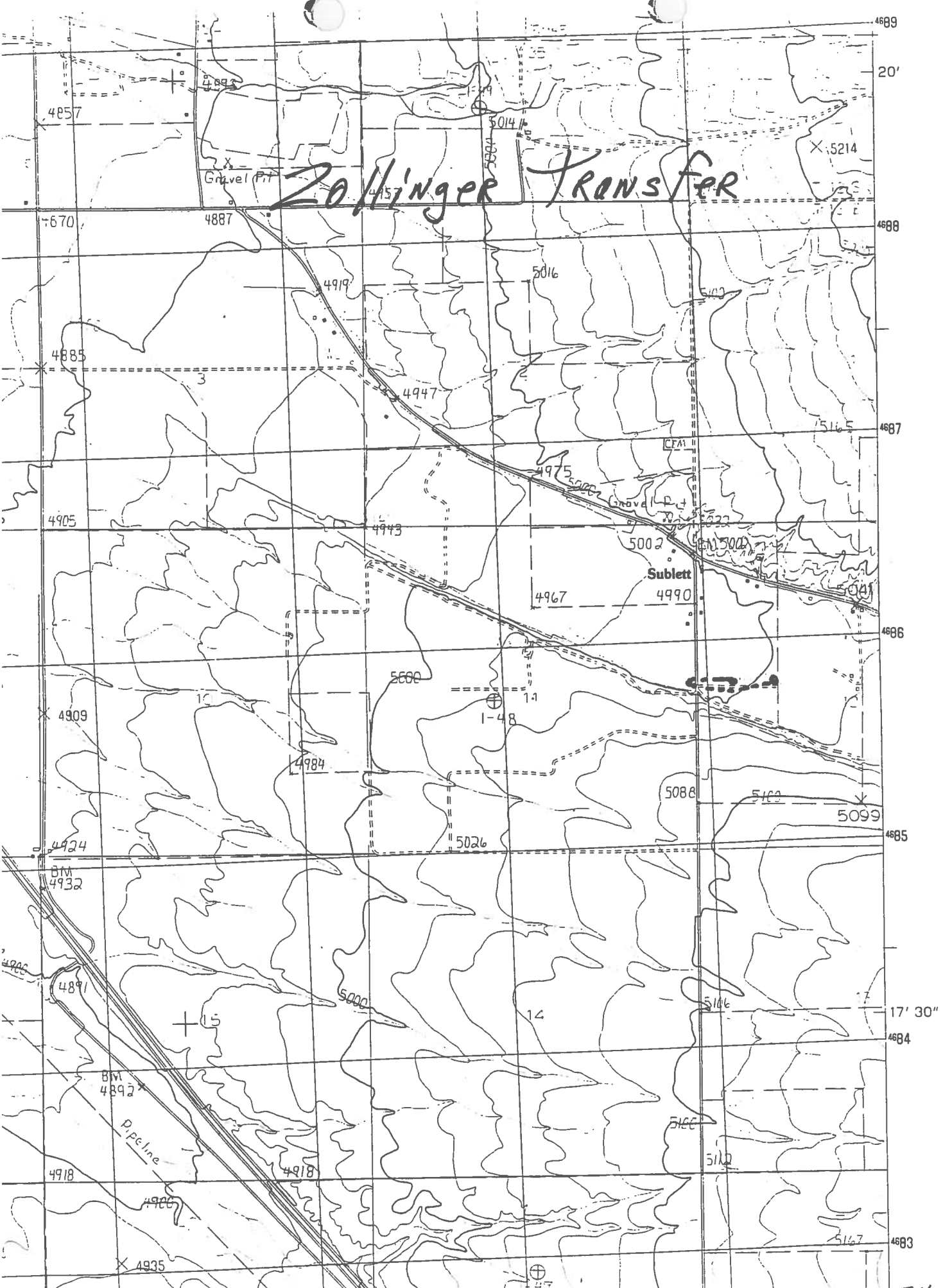
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____



ZOLLINGER TRANSFER

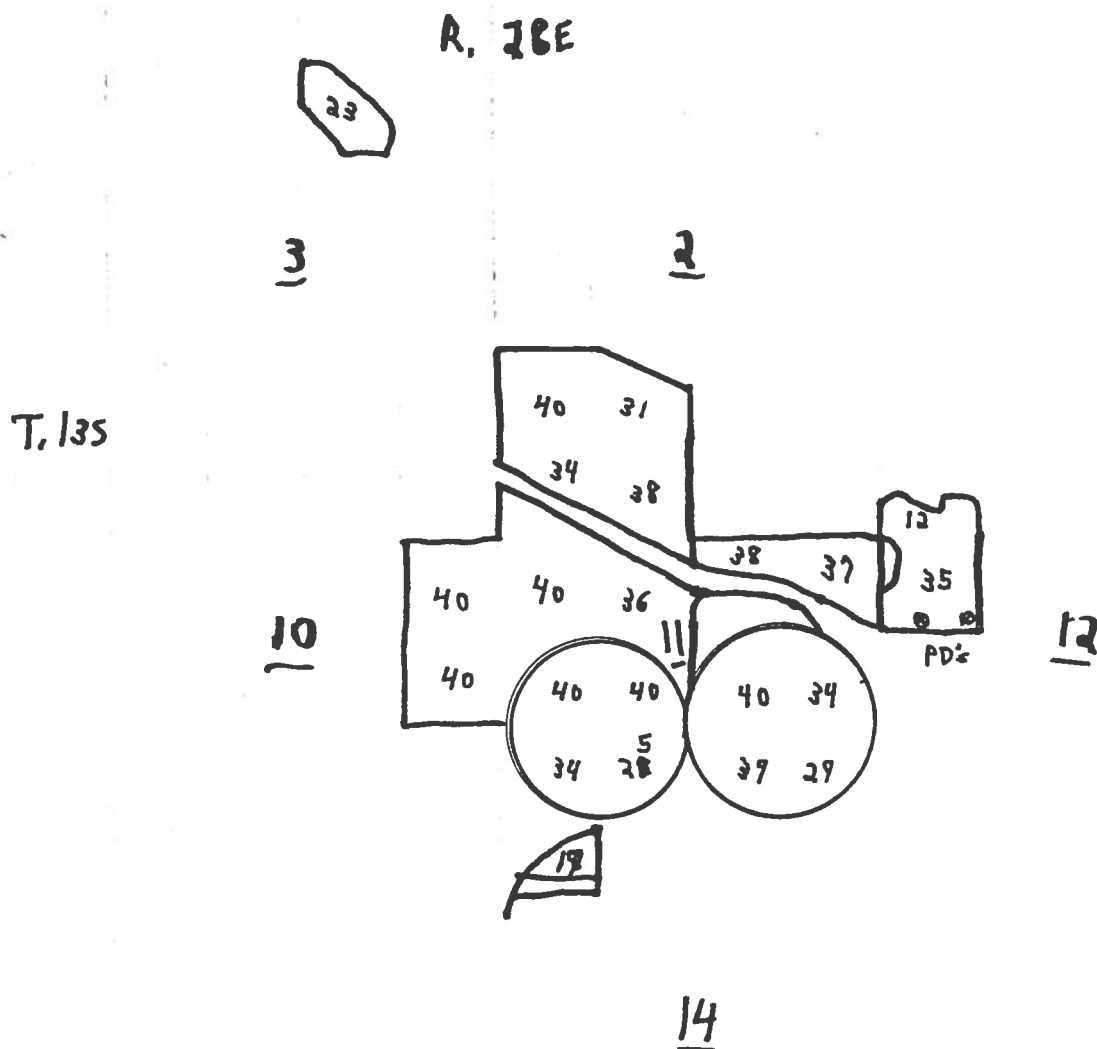
Sublett

Gravel Pit

BM 4932

Pipeline

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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.

Quinn J. Zellinger
(Signature of Applicant)

Subscribed and sworn to before me this 5th day of May, 19 93.

Mary G. Baldwin
(Notary Public)

My commission expires 10/16/1998

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 6 attachments

Received by J. Stanton Date 5-5-93

Protest filed by _____

Prelim. check by MS Fee \$50.00 5015713

Receipted by MS Date 5-5-93

Published in So. Ill. Press

Copies of protest forwarded by _____

Pub. dates 6/25 & 7/2/93

Hearing held by _____ Date _____

Watermaster recommendation requested on N/A

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MARTELL C. HOLLAND
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURTHOUSE
BURLEY, ID 83318

IMPORTANT NOTICE - PLEASE READ

PRESORTED
FIRST CLASS MAIL
U. S. POSTAGE PAID
BURLEY, ID 83318
PERMIT NO. 146

CATEGORY DESCRIPTION
1 IRRGTD AG
5 DRY GRAZING

PARCEL NO. **RP 13S28E115400 A**
TAX CODE **18-00**
LOTS / ACRES **MARKET VALUE**
114.500 AC 33,205
5.500 AC 176
120.000 33,381*

1993
TAXPAYERS
VALUATION

ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 25, 1993

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER
S1/2SW, NWSW
S 11 T 13 R 28

Mail To:
ZOLLINGER, HEBER J
X ZOLLINGER, ORSON J
HC 61 BOX 1096
MALTA, ID 83342

MARTELL C. HOLLAND
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURTHOUSE
BURLEY, ID 83318

IMPORTANT NOTICE - PLEASE READ

PRESORTED
FIRST CLASS MAIL
U. S. POSTAGE PAID
BURLEY, ID 83318
PERMIT NO. 146

CATEGORY DESCRIPTION
1 IRRGTD AG
5 DRY GRAZING

PARCEL NO. **RP 13S28E112400 A**
TAX CODE **18-00**
LOTS / ACRES **MARKET VALUE**
46.180 AC 13,392
6.000 AC 192
52.180 13,584*

1993
TAXPAYERS
VALUATION

ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 25, 1993

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER
T 4664
S 2 E S 11 T 13 R 28

Mail To:
ZOLLINGER, ORSON
E ZOLLINGER, DONNA JO
HC 61 BOX 1096
MALTA, ID 83342

RECEIVED

JUN 21 1993

Department of Water Resources
Southern Region Office



Farm Credit Services

1305 Albion Avenue
P.O. Box 1168
Burley, Idaho 83318
208/678-3516 FAX 208/678-1302

June 8, 1993

RECEIVED

JUN 10 1993

Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources
Attn: Jim Stenton
222 Shoshone St. East
Twin Falls, ID 83301

RE: Orson Zollinger, et., al.
Application for Transfer of Water Right;
Right Numbers, A43-02518 and A43-10843;
dated 5-5-93

Dear Jim:

As first mortgage holder on real estate included in the above transfer application, the Farm Credit Bank of Spokane does hereby consent to said transfer.

Sincerely,

Thomas E. Steele
Credit Officer

cc: Mr. Orson Zollinger

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that ASIEL A. &/OR Orson J. &/OR RUSSELL &/OR ROLAND ZOLLINGER, C/O ORSON J. ZOLLINGER of Malta, ID have applied to the Department of Water Resources for changes to places of use from groundwater sources and further classified as **Transfer # 4169**.

The rights to be changed authorize diversion of water from two wells located in S12, T13S, R28E within Cassia County. The rights are claimed in the Snake River Basin Adjudication recorded in part as follows:

Number: A43-02518
Priority: 3/23/1961
Amount: 10.0 cfs
Acres: 719

Number: A43-10843
Priority: 6/30/1985
Amount: 10.0 cfs
Acres: 25

TO BE CHANGED AS FOLLOWS

These water rights (A43-02518, A43-10843) will be diverted from two wells located in SW1/4SW1/4NW1/4, SE1/4SW1/4NW1/4, S12, T13S, R28E and will be used for irrigation of 744 acres within S1/2SW1/4, S2, T13S, R28E; NW1/4NE1/4, S3, T13S, R28E; SE1/4NE1/4, NE1/4SE1/4, S10, T13S, R28E; S1/2NE1/4, NW1/4, SW1/4, SE1/4, S11, T13S, R28E; W1/2NW1/4, S12, T13S, R28E; NW1/4NW1/4, S14, T13S, R28E using a total diversion rate of 10.0 cfs.

Any protest against approval of the above proposal must be filed with the DEPARTMENT OF WATER RESOURCES, 222 SHOSHONE ST. E., TWIN FALLS ID 83301 on or before July 12, 1993.

R. Keith Higginson, Director

Published in South Idaho Press on 6/25 & 7/2/93.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

18-Jun-1993

R. KEITH HIGGINSON
Director

SOUTH IDAHO PRESS
PO BOX 190
BURLEY ID 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

18-Jun-1993

R. KEITH HIGGINSON
Director

ORSON ZOLLINGER
HC 61 BOX L096
MALTA ID 83342

Re: Application for Transfer No. 4169 (A43-02518, A43-10843)

Dear Mr. Zollinger:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the South Idaho Press for 6/25 and 7/2/93. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Before we can forward your application to our state office for approval we must include in the file evidence of ownership of the land to which the water is appurtenant such as copies of deeds, tax records, etc. and/or a notarized statement from any lien holder on the property.

The department's review process may have to include field investigation and verification of the claims which is required as part of the Snake River Basin Adjudication.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Mel Schulte
Water Right Agent

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: Zollinger Transfer

FROM: Jim Stanton

DATE: 6-7-93

Last week I met with Mr. Zollinger to do a pre-transfer exam on this system. There are 2 wells located near the South Canal out of Sublett Reservoir. The wells can be totally co-mingled with reservoir water for use anywhere on the Zollinger property. Mr. Zollinger stated that the possible place of use is larger than what he claimed, but that he claimed the groundwater as it has been historically used. He owns or has purchased enough canal water to run the proposed pivot, except for 19 acres of groundwater that is being removed from 2 existing pivot corners that have been in federal set-aside programs for a long time. Since the claims on this system are much different than the license with regard to P/U, the transfer is based on the claims. The other 3 acres are now watered under an Off-center pivot; the pivot will be shut off as it crosses this land. Transfer appears reasonable.

(X) For your information

() Response required

J. E. Stanton
signature

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: A43-02518
Date Received: 4/24/1989
Receipt No: 5006936
Received By: Ad

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ASIEL A. ZOLLINGER 208-645-2237
Address: H.C. 61 BOX 1104
MALTA, ID 83342

AND/OR

Name: ORSON J. ZOLLINGER 208-645-2250
Address: H.C. 61 BOX 1096
MALTA, ID 83342

AND/OR

Name: RUSSELL ZOLLINGER 208-645-2353
Address: H.C. 61 BOX 1104
MALTA, ID 83342

AND/OR

Name: ROLAND ZOLLINGER 208-645-2219
Address: H.C. 61 BOX 1094
MALTA, ID 83342

2. Date of Priority: MAR 23, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	28E	12	SW	SW	NW		CASSIA
			SE	SW	NW		CASSIA

5. Description of diverting works:
TWO WELLS & PUMPS TO PIPELINES & DITCHES & 4 BOOSTER PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	10.000		

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

A43-02518 Page 1 Date: 04/24/89

MICROFILMED
MAR 03 1993

8. Total consumptive use is 2157.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	Sub	Ave
13S	28E	2	SW	SW		IRR	40.0	37	3
			SE	SW		IRR	31.0	73	
						Section Acres	71.0		
		3	NW	NE		IRR	23.0	29	
						Section Acres	23.0		
		10	SE	NE		IRR	40.0		(40)
			NE	SE		IRR	39.0		39
						Section Acres	79.0		
		11	SW	NE		IRR	38.0	19	19
			SE	NE		IRR	37.0	35	2
			NE	NW		IRR	36.0	35	1
			NW	NW		IRR	34.0	17	17
			SW	NW		IRR	40.0		(40)
			SE	NW		IRR	30.0	1	29
			NE	SW		IRR	40.0		40
			NW	SW		IRR	40.0		40
			SW	SW		IRR	34.0		34
			SE	SW		IRR	25.0		(25)
			NE	SE		IRR	34.0		34
			NW	SE		IRR	40.0		40
			SW	SE		IRR	39.0		39
			SE	SE		IRR	32.0		32
						Section Acres	499.0		269
		12	NW	NW		IRR	12.0	15	
			SW	NW		IRR	35.0	37	
						Section Acres	47.0		
						Total Acres	719.0		

11. Place of use in counties: CASSIA

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

MICROFILMED

MAR 03 1993

13. Other Water Rights Used:
A43-02036, A43-02584

14. Remarks:
THIS CLAIM IS BASED ON COMBINATION OF 43-02518A & B.
THESE WELLS ARE USED PURSUANT TO A RECORDED WATER USER'S
AGREEMENT FOR THE PARTIES LISTED ON THE CLAIM.

15. Basis of Claim: LICENSE
Water Right Number: 29588

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2 0

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): April A. Zollinger Date: 4/24/1989
Charles J. Zollinger Date: 4/24/1989

State of Idaho)
County of Timbule) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of April 19 89

Notary Public

Seal

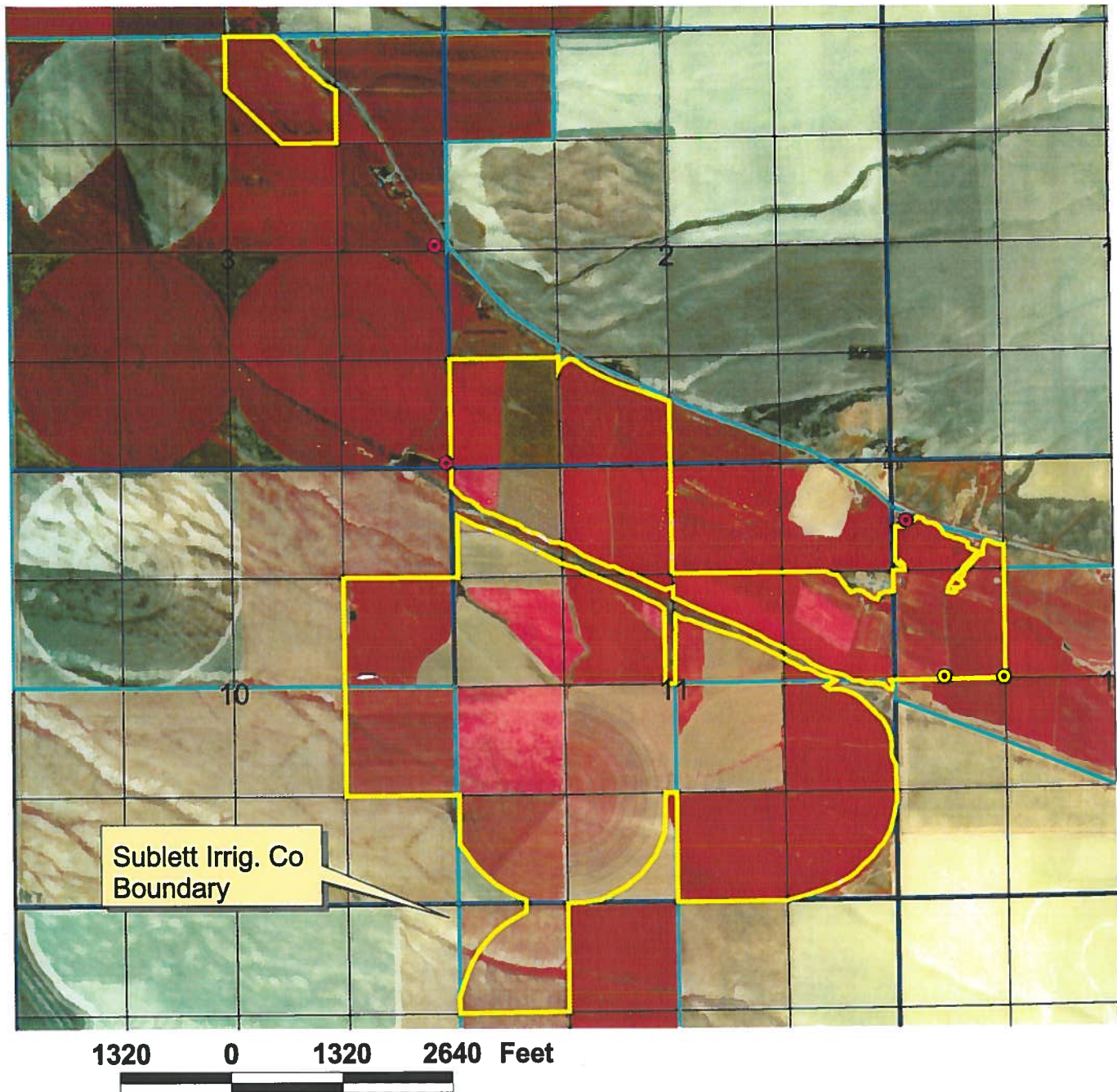
Residing at Kinsey, Id.
My Commission Expires 6/30/92

Russell Zollinger 4/24/89
Roland Zollinger

MICROFILMED
MAR 03 1993

IDAHO DEPARTMENT OF WATER RESOURCES

43-2518 & 43-10843



T13S R28E



-  **RECOMMENDED PLACE OF USE**
-  **POINT OF DIVERSION**
-  **SECTION LINES**
-  **1/4-1/4 LINES**

**GIS PLACE OF USE PRESENTATION
1987 &/OR 1988 NAPP PHOTOGRAPHY**

**DATA ENTRY BY: STEVE CLELLAND
DATE: May 24, 2001**

03/21/2001

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

RIGHT NUMBER:

43-2518

NAME AND ADDRESS:

ROLAND ZOLLINGER
1513 S 3350 E BOX 1094
MALTA, ID 83342

ORSON J ZOLLINGER
1527 S 3350 E
MALTA, ID 83342

ASIEL A ZOLLINGER
RUSSELL ZOLLINGER
3368 E SUBLETT RD BOX 1104
MALTA, ID 83342

SOURCE:

GROUND WATER

QUANTITY:

10 CFS
2876 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-10843 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 10.0 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 2876 AF.

PRIORITY DATE:

03/23/1961

POINT OF DIVERSION:

T13S R28E S12
T13S R28E S12

SWSWNW
SESWNW

Within CASSIA County
Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
10.00 CFS
2,876.00 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County

T13S R28E S2	SWSW	40	T13S R28E S2	SESW	31
T13S R28E S3	NWNE	23	T13S R28E S10	SENE	40
T13S R28E S10	NESE	40	T13S R28E S11	SWNE	38
T13S R28E S11	SENE	37	T13S R28E S11	NENW	38
T13S R28E S11	NWNW	34	T13S R28E S11	SWNW	40
T13S R28E S11	SENW	36	T13S R28E S11	NESW	40
T13S R28E S11	NWSW	40	T13S R28E S11	SWSW	34
T13S R28E S11	SESW	25	T13S R28E S11	NESE	34
T13S R28E S11	NWSE	40	T13S R28E S11	SWSE	39
T13S R28E S11	SESE	29	T13S R28E S12	NWNW	12
T13S R28E S12	SWNW	35	T13S R28E S14	NWNW	19

744 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 719 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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

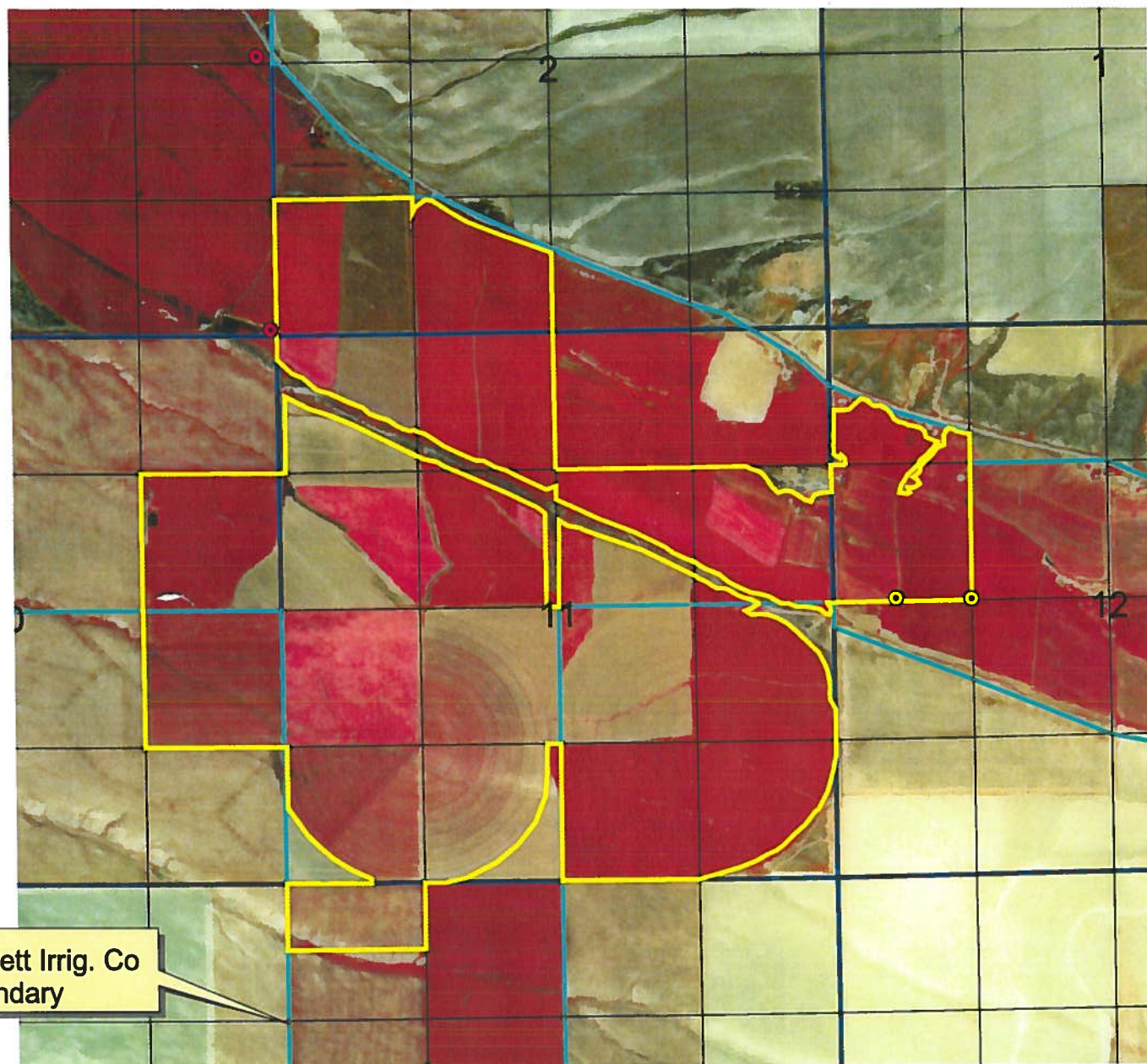
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-10843 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

43-2518 & 43-10843



Sublett Irrig. Co
Boundary

660 0 660 1320 1980 2640 Feet



T13S R28E



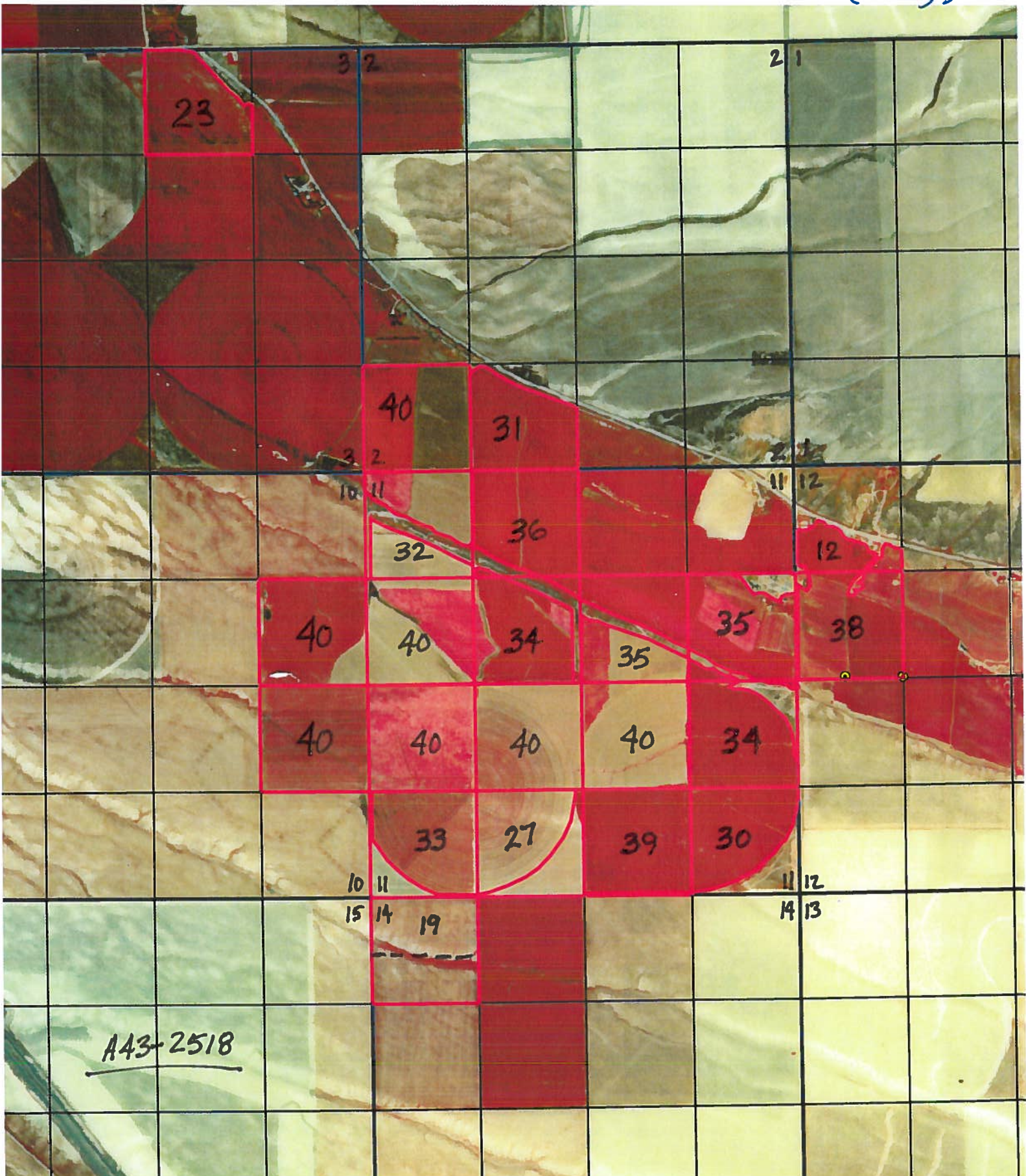
-  RECOMMENDED PLACE OF USE
-  POINT OF DIVERSION
-  SECTION LINES
-  1/4-1/4 LINES

GIS PLACE OF USE PRESENTATION
1987 &/OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND
DATE: March 21, 2001

T13S R28E
Zollinger

A43-2518 (719 AC) } 144 AC
A43-10843 (25 AC)



1)

LAIM NUMBER A43-02518
A43-10843

DATE _____
AGENT _____

TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 744
GIS ACRE TOTAL _____

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
LAIM	13S	28E	2											40	31					71
GIS	13S	28E	2											40	31					71
RECOM	13S	28E	2											40	31					71
LAIM	13S	28E	3		23															23
GIS	13S	28E	3		32															
RECOM	13S	28E	3		23															23
LAIM	13S	28E	10				40									40				80
GIS	13S	28E	10				40									40				80
RECOM	13S	28E	10																	

B43-DBPOU.SHP

SHAPE NOS.

- POU is also covered by rights under Sublett irrig. Co.
- Trans. filed to aid S.14 NW pivot.

Total GIS Shape:
717 ACRES (716.6)

NOS. DESCRIPTION

Pro rata flow rate: $10 \div 744 = 0.0134$ cfs/Ac
* no increase in Volume allowed!
Expansion: 43-10843 0.34 cfs
Followed POU and acres as described by the Transfer # 4169. (see 3/21/01)

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

2

LAIM NUMBER A43-02518
A43-10843 DATE _____
AGENT _____

TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 744
GIS ACRE TOTAL _____

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
LAIM	13S	28E	11			38	37	38	34	40	36	40	40	34	25	34	40	39	29	504
GIS	13S	28E	11			35	35	36	32	40	34	40	40	33	27	34	40	39	30	495
ECOM	13S	28E	11																	
LAIM	13S	28E	12						12	35										47
GIS	13S	28E	12						12	38										50
ECOM	13S	28E	12																	
LAIM	13S	28E	14						19											19
GIS	13S	28E	14						19											19
ECOM	13S	28E	14																	

B43-DBPOU.SHP _____
SHAPE NOS. _____

43-DBPOD.SHP _____
NOS. DESCRIPTION _____

DBF TABLES UPDATED _____
B43-DBPOU.DBF _____
B43-DBPOD.DBF _____
JPEG LAYOUT _____

Report ID: ASCS-156EZ

Abbreviated 156 Farm Record

Page: 2

Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	W	CW	FW	PC	AW	MW	RW	MG	CWTE	CWHA	PCW
1735	280.0	.0	~~0~~	N	N	N		N									N
IDENTIFIER		II22		S32 T12 R28													
OWNER		1 - ORSON ZOLLINGER															
1762	1306.0	1221.3	620.0	N	N	N		N									N
IDENTIFIER		KK24		S2.11-14 T13 R28													
OWNER		1 - ORSON ZOLLINGER															
1766	80.0	77.9	77.9	N	N	N		N									N
IDENTIFIER		KK24		S14 T13 R28													
OWNER		1 - ZOLLINGER CATTLE CO.															
1788	336.0	301.4	150.0	Y	Y	Y		N									N
IDENTIFIER		LL24		S1 T13 R28		S6 T13 R29											
OWNER		1 - ORSON ZOLLINGER															
1798	280.0	195.9	195.9	Y	Y	Y	N	N									N
IDENTIFIER		LL28		S25 T13 R28													
OWNER		1 - ZOLLINGER CATTLE CO.															
8378	280.0	270.9	~~0~~	N	N	N	N	N									N
IDENTIFIER		JJ24		S10 T13 R28													
OWNER		1 - ORSON ZOLLINGER															
8652	711.0	575.8	~~0~~	N	N	N		N	N								N
IDENTIFIER		KK26		S14.15 T13 R28													
OWNER		1 - ZOLLINGER CATTLE CO.															
8770	36.0	35.5	~~0~~	N	N	N	N	N									N
IDENTIFIER		JJ24		S-10 T-13 R-28													
OWNER		1 - ZOLLINGER CATTLE CO.															

IDAHO
CASSIA
Report ID: ASCS-156EZ

U.S. Dept. of Agriculture
Agri. Stab. & Conserv. Svc.
Abbreviated 156 Farm Record

FARM 2505

Prepared: 03/02/94

Crop Year: 94

Page: 1

OPERATOR: Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
82-0431031 E ZOLLINGER CATTLE CO. % MARK STREETER SUBLETT ROUTE MALTA	3309.0	2678.7	1043.8	1022.7	NONE	ACTIVE
ID 83342 0000						

CRP: 1656.0

IFM: N

RECON. REF. NO.: A10076

OFAY NORMAL PLANTED ACRES: .0

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	P&CP		YIELD		
						YEAR		YEAR	NI	IR
WHEAT	1	1652.8	529.9	1122.9	03/02/94	93	1607.5	94	27	71
						92	1637.2	85	27	78
						91	1666.4			
						90	1671.3			
						89	1681.5	94	71	
						88	1823.0	85	78	
BARLEY	1	351.9	353.5	.0	01/21/94	93	353.5	94	25	79
						92	353.5	85	25	82
						91	352.6			
						90	351.8			
						89	348.0	94	25	
						88	332.5	85	25	
OATS	1	70.6	84.5	.0	12/20/93	93	84.5	94	35	78
						92	84.5	85	35	86
						91	72.9			
						90	60.7			
						89	50.6	94	35	
						88	42.2	85	35	

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A43-2518

RE: Request for Copies

DATE 4-2-93

NAME OF PARTY

ORSON ZOLLINGER

When we met on 3-30-93
they requested a copy of the field Exam
from the right 43-2518

Carolyn sent a copy of information to
me, I copied it and sent copies to
Zollinger and placed my copies into the file
for A43-2518.

443-02518

INTER-DEPARTMENT MEMO

TO: Steve - Southern
FROM: Carolyn - Vaneet

SUBJECT: ~~43~~-43-2518

DATE: 3-31-93

Attached are copies from this file as per
your request. Ref this doesn't give you the information
you need, call me back & we'll go through it
piece by piece.

RECEIVED

APR 02 1993

Department of Water Resources
Southern Region Office

☒ For your information

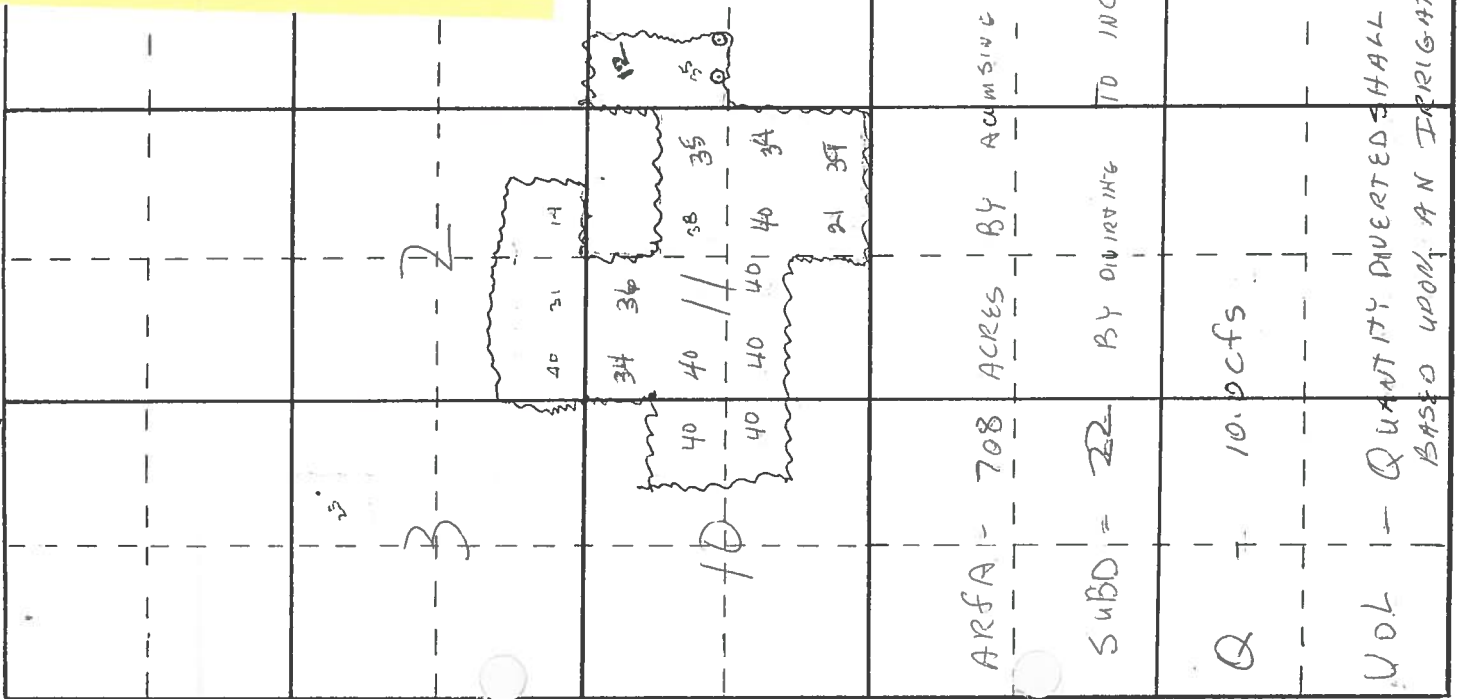
☐ Response required

Carolyn

signature

R 28 C

State - This is the map
I thought might be of
help. This Copied it
over as it was in
light pencil & didn't
Copy. Carolyn



Permit No. G-29588 43- PL 65 2707 2702
Name of Applicant Heber J, Asiel A, Orson J, & Pearl N. Zollinger
Source of Water Subterranean Sublett Route, Malta, Idaho

a tributary of _____
Location of P.D. (2) SW 1/4 NW 1/4, Sec. 12, T. 13 S, R. 28 E, B.M.,
Cassia County.

Water is used for Irrigation
Quantity of water claimed: Permit 10.0 c.f.s. Depositions 10.0 c.f.s.
Type of measuring device installed or method of measurement and general description
of diversion works 2 wells, 2 pumps, 3 booster pumps, concrete
boxes, some sprinklers, pipelines, bank ditches
Well #1 - 340'X16"/H-96'/Q-200"; Well #2 - 217'X20"/H-97'/
Q-300"; Sprinklers 102-9/64-70#

Land to be irrigated or place of use:			Description
TWP.	RGE.	SEC.	
13 S	28 E	2	S 1/2 SW 1/4, SW 1/4 SE 1/4
		3	NW 1/4 NE 1/4
		10	SE 1/4 NE 1/4, NE 1/4 SE 1/4
		11	S 1/2 NE 1/4, NW 1/4, N 1/2 SW 1/4, SE 1/4
		12	W 1/2 NW 1/4, NE 1/4 SE 1/4

Filed - March 23, 1961
Due - April 25, 1960
Made - March 11, 1968
Priority - February 9, 1963 March 23, 1961
March 24, 1968 (late proof)
Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and per cent)
acreage covered by subdivision; also show land covered on the map.
36 shares of Sublett Irrigation Company

per/season

29588

Source of supply SUBTERRANEAN

a tributary of

Location of P.D.(s) 2 wells located within the
SUNNYSIDE SEC 12 13 S 28 E CASSIA CO.

Water is used for IRRIGATION

Quantity of water found

How was the measurement made? ANEMOMETER + PUMP

Measurement calculations

#1 500 cfs 21.5.8 = 307 cfs

ACTUAL = (3.7 cfs) (1.15) = 4.26 cfs

#2 1.2" 22.1 cfs PUMP TAKE

(.78539 ft) (10.5 ft/sec) = 5.90 cfs

NOTE: DESIGN CAPACITY 7700 gpm = 6.03 cfs

Diversion works description and diagram

100 HP US HORIZONTAL ELECT WATER #1224931

NETRATA VTRP #10285 10" DISCHARGE

5" INTR DIVISION WEIR MEASUREMENT CANAL DIVISIONS

2' 150 HP US HORIZONTAL ELECT WATER #147170

4' 13 VTRP #206426 2700 gpm @ 180'

NETC: 200 gpm 45' 10" DI5 HORIZONTAL #3938968 4' 13 VTRP #06742

8" DI5 - FROM #8 VTRP #217069 1500 gpm 55'

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 698 ACRES

If water is used for purposes other than irrigation, full used and what is done with it after the use.

Who represented the permit holder at the examination JOHN & OASON 2014-15

Recommended allowance for licensing 10.0

Description of required amendments. Comments. 4 MEAS TO INCLUDE STS

FOR LICENSE - ALLOW

AREA = 698 ACRES

SUBN = 22

QA = 10.0 c

VAL = 2370 A

'

Report checked?

Examination date 2-28-63 DR

Signature

[illegible]

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at _____, this _____ day of _____, 19____

Asil A. Zollinger
Theresa A. Zollinger
Edward J. Zollinger
Theresa M. Zollinger

Lucas J. Zollinger
Edward J. Zollinger
(signature)
x *Earl M. Zollinger*

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho,

hereby APPROVE the above application for amendment for Permit No. G-29588

RECEIVED

JAN 14 1969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

APPLICATION FOR AMENDMENT

Permit No. G-29588

Comes now Heber J, Asiel A, Orson J, & Pearl N. Zollinger of (address) _____

Sublett Route, Malta, Idaho, and represents to the State Reclamation Engineer of the State of Idaho:

That they ^{are} the owners and holders of Permit to Appropriate the Public Waters of the State of Idaho No. _____, and requests that the permit and permit map be changed as follows:

1. Point of diversion: _____ 1/4 _____ 1/4, Sec. _____, T. _____, R. _____, B.M. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

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	
13S	28 E	2											40	31			14		85
		3		23															23
		10				40									40				80
		11			38	35	36	34	40	40	40	40			34	40	21	39	437
		12						12	35						37			10	94

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 29588

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Asiel A. Zollinger
Farmers at Sublett
Orson J. Zollinger; Pearl N. Zollinger, Heber Zollinger Route, Malta, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority: G 29588,

March 24, 1961; as amended April 25, 1966 and January 6, 1967;
Priority date, March 24, 1961.

Ques. 4. State source of water supply: subterranean water
Give location of point of diversion, showing subdivision, section, township and range
Two wells located in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 13 S., R. 28, E.B.M.; one is lo-
cated in SE corner of said subdivision and other is located approx. 40 rods
west of SE corner of same.

Ques. 5. Describe your works of diversion: 2 wells, 2 pumps, 3 booster pumps,
diversion boxes, some sprinklers
pipe lines bank ditches, concrete/; state amount of water they are capable of con-
veying from points of diversion to place of use: 10 cu. ft.; Give name of canal or ditch
or other works by which water is conducted to such place of use: none

#1 - 340 ft.
; if a well, state depth of well #2 - 217 ft. depth and size of
casing #1 - 16" casing ~~340~~ 340 ft #1 - 96 ft.
#2 - 20" casing ~~300~~ 300 ft; depth to water #2 - 97 ft.; if pump is used,
state discharge of pump: #1 200" miners
#2 300" miners; tell how it was measured or determined
measured by pump company; if sprinkler irrigation, give number and size
of nozzles and operating pressure: 102 risers and nozzles size 9/64, 70lb. pres

Ques. 6. State for what purpose water is used: irrigation only
(If for irrigation, name each subdivision in which used and number of acres in
each subdivision that have actually been irrigated with said water:

Sec. 2 - 73 A. in S $\frac{1}{2}$ SW $\frac{1}{4}$, 15 A. in SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 3 - 30 A. in NW $\frac{1}{4}$ NE $\frac{1}{4}$;

State nature of all improvements which have been made as a direct result of said use:
Land has been reclaimed, ditches constructed, land cultivated and planted to crop.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: No. 1 well - Clarence C. Bishop, Burley, Idaho; No. 2 well,

Lloyd Darrington, Elba, Idaho
Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used: None

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

a part

Holder, Heber Zollinger, received/interest by assignment of original holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: - Time used since first use:

Well No. 1, September, 1961, used continuously thereafter during irrigation season. Well No. 2, June, 1967, used throughout irrigation season of 1967.

Ques. 10. Describe all other water rights appurtenant to same place of use:

45 shares of water in Sublett Irrigation Company.

(sign)

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Burley, County of Camanche
State of Idaho, on this 11th day of March, A. D. 1968.

My commission expires: June 15, 1969

I 12.6

D397
4-8

K
38.4

J
49.4

D385
12

D448
30

J
39.8

D413
1-3

D392
1-2

F
7.5

C
4.2

H
4.3

J 17.1

K

39.5

L
36.6

M
70.7

CR
1860-1967

D397
5-8

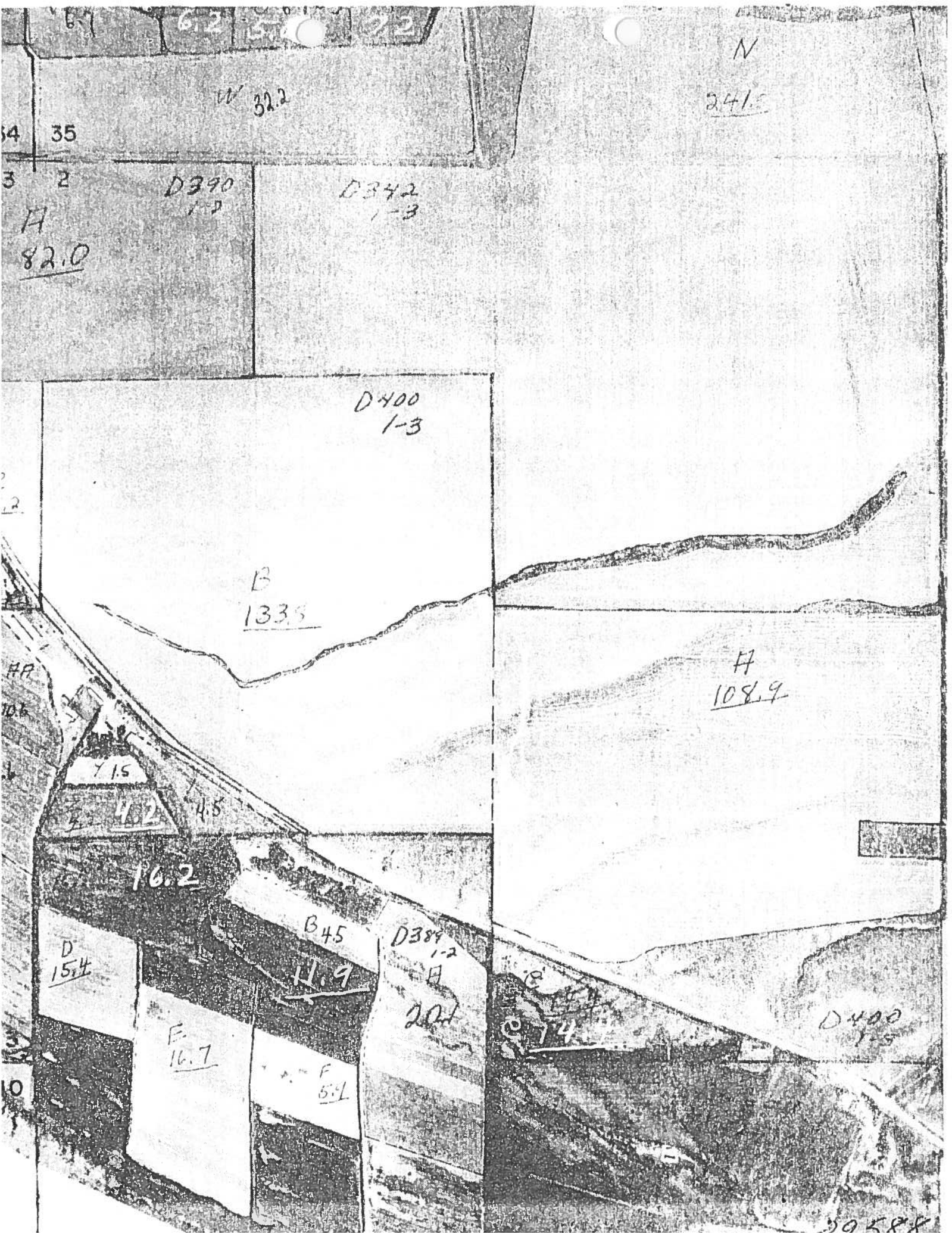
D448
4-6

K
80.5

L
77.9

H

1540 29588 ✓



N

241.5

W 32.2

34 35

3 2

D390
1-2

D342
1-3

H
82.0

D400
1-3

B
133.5

H
108.9

7.15

4.2

4.5

16.2

D
15.4

E
16.7

B 45
H.9

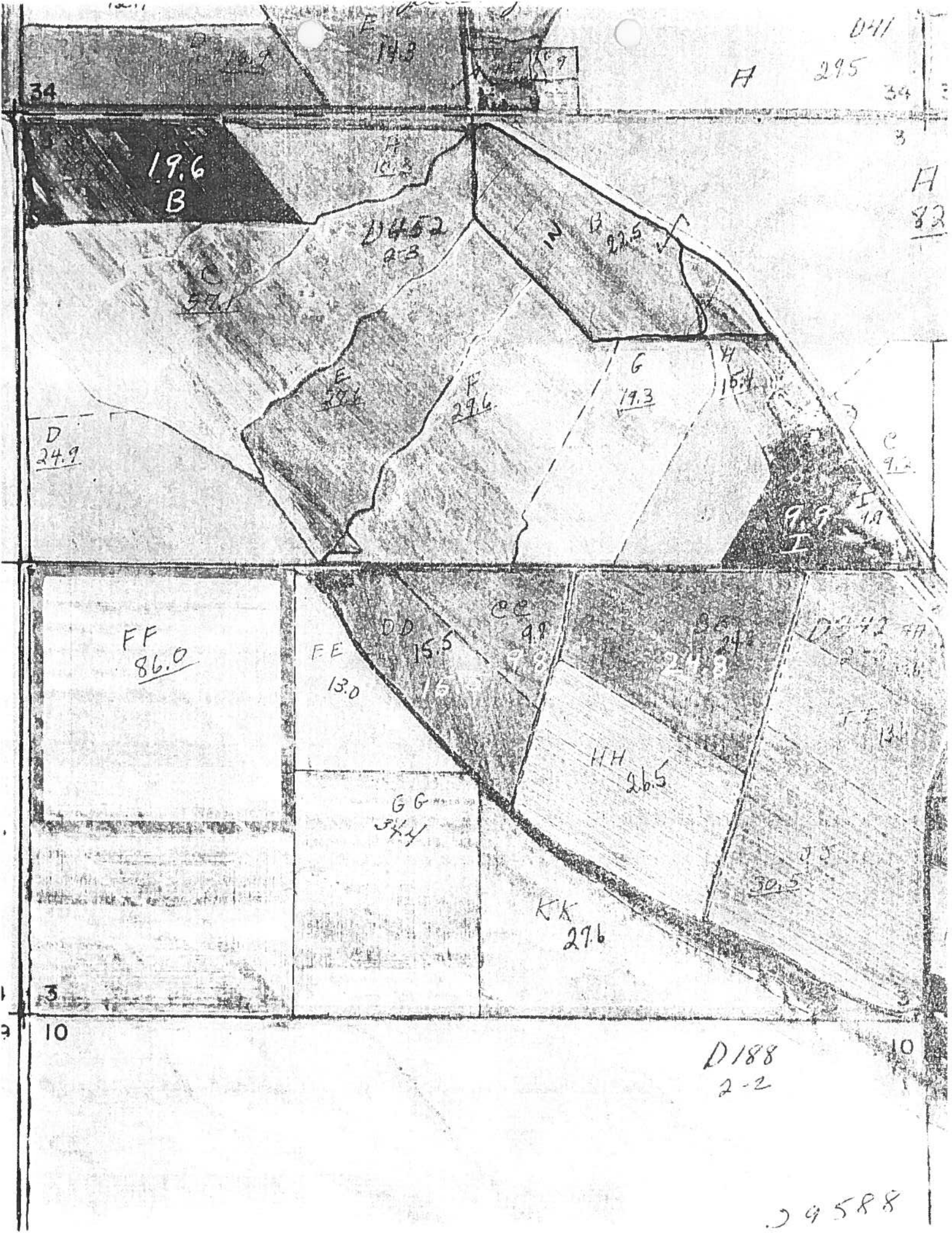
D389
1-2
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C 7.4

D400
1-5

50588



34

D41
295

19.6
B

D452
2.3

IN B 22.5

A
82

D
24.9

E
38.1

F
29.6

G
19.3

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CC
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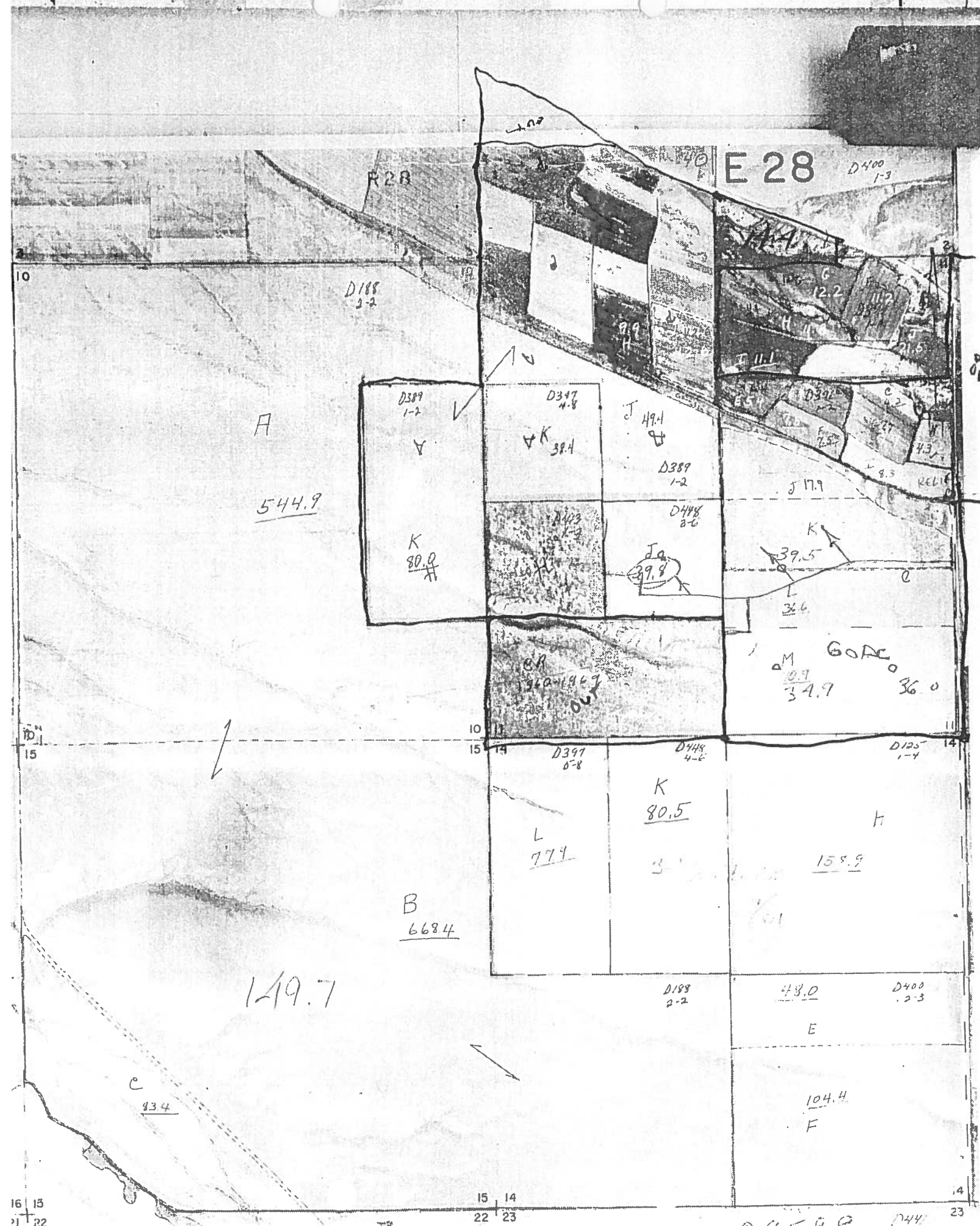
GG
34.4

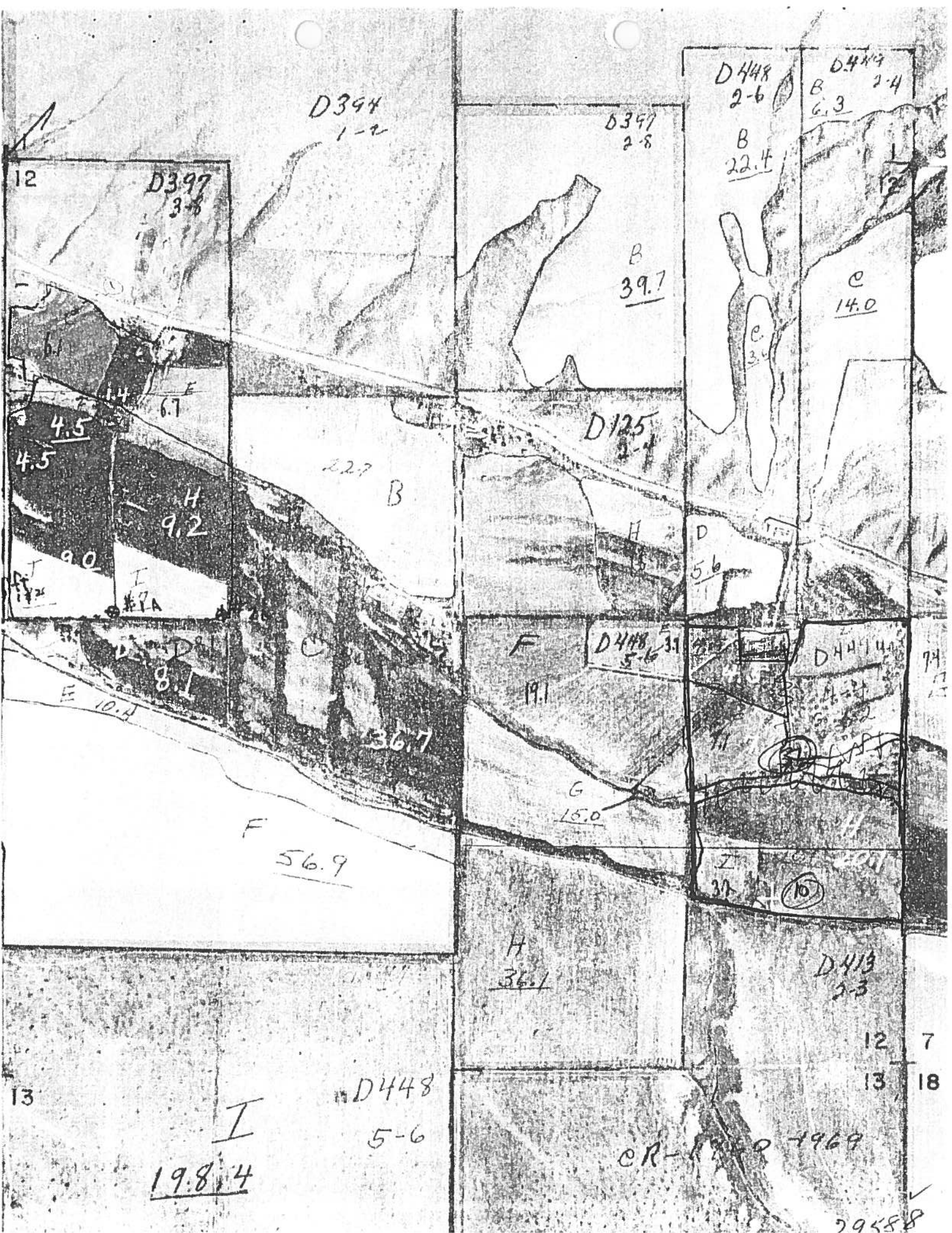
KK
27.6

30.5

D188
2-2

29588





NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that Heber J. &/or Asiel A., &/or Orson J., &/or Pearl N. Zollinger of Malta, Idaho 83342, has applied to the Department of Water Resources for a change of the place of use of the water of a groundwater source. The right sought to be changed is evidenced by License #G-29588 and is recorded as follows:

Amount: 10.0cfs Priority: March 23, 1961

Point of Diversion: (2 points) SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Twp. 13S, Rge. 28E., B.M.,
Cassia County

The water is used for irrigation of 719 acres. The portion of the right for which the change is requested is as follows:

Amount: 0.85cfs Priority: March 23, 1961

Point of Diversion: (2 points) SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Twp. 13S, Rge. 28E., B.M.

The water is currently used for irrigation of 61 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2;
E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12; Twp. 13S, Rge. 28E., B.M.

THE PORTION OF THE RIGHT IS TO BE CHANGED AS FOLLOWS:

0.85cfs of this water to be diverted at the (2 points) SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Twp. 13S, Rge. 28E., B.M., Cassia County, by means of two underground wells delivering to sprinkler. The water will be used for irrigation of 61 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 11, Twp. 13S, Rge. 28E., B.M. Any protests against the above proposed change of water rights must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho on or before April 22, 1977.

Director

Published in the South Idaho Press, April 5 and April 12, 1977.



December 23, 1961

Re: Permit No. 2-22533

Heber J. Asiel A. Orson T.
and Pearl N. Zollinger
Sublett Route
Malta, Idaho

Gentlemen:

A representative of this department has made an examination of the works covered by your permit 2-22533 and has found the following:

Quantity of water diverted: 10.16 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 10.0 c.f.s.*

Purpose of use: Irrigation of 700 acres in SE 1/4, S 1/4, Sec. 2; NE 1/4, Sec. 3; SE 1/4, NE 1/4, Sec. 10; SE 1/4, NE 1/4, NW 1/4, Sec. 11; NW 1/4, NE 1/4, SE 1/4, Sec. 12, T. 13 N., R. 23 E., S. 4.

The priority date established is: March 23, 1961.

A fee totaling \$ 42.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean P. Schnaible
Reclamation Engineering Administrator

PRS:dj

*The maximum quantity diverted shall not exceed 2373 acre feet per season.

CERTIFIED MAIL

1-9-67 : HIC ADMINISTRATOR
MAY 1967 (42.00 fee of 300.00 29588)

DATE: 12/12/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RUSSELL ZOLLINGER 3368 E SUBLETT RD BOX 1104 MALTA ID 83342 (208) 645-2353	03/23/1961	IRRIGATION	04-01 10-31	10.00 CFS	2876.00 AFA
TOTAL DIVERSION: CONSUMPTIVE USE:					10.00 CFS	2157.00 AFA

C ROLAND ZOLLINGER
1513 S 3350 E BOX 1094
MALTA ID 83342
(208) 645-2219

C ASIEL A ZOLLINGER
3368 E SUBLETT RD BOX 1104
MALTA IO 83342
(208) 645-2237

C ORSON J ZOLLINGER
1527 S 3350 E
MALTA ID 83342
(208) 645-2250

Water Source: GROUNDWATER

Tributary to

Stage: **LICENSE**

Point(s) of Diversion:

T13S R28E S12

MNMSMS

SESWNH

CASSIA County

Place of use Legal Description for: IRRIGATION

[illegible]

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: A43-02036, A43-02584

Remarks: GEN

THIS CLAIM IS BASED ON COMBINATION OF 43-02518A & B, NOW REFERENCED TO AS C BY WATER RIGHTS. THESE WELLS ARE USED PURSUANT TO A RECORDED WATER USER'S AGREEMENT FOR THE PARTIES LISTED ON CLAIM-*****

"DO NOT FILM"

Remarks:

PURSUANT TO APPROVED TRANSFER NO. 4169:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
3. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SRBA.
4. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THIS TRANSFER SHOULD NOT BE RESCINDED.
5. THE TOTAL COMBINED RATE OF DIVERSION UNDER RIGHT NO. 43-02518C AND SRBA CLAIM NO. A43-10843 SHALL NOT EXCEED 10.0 CFS.
6. RIGHT NO. 43-02518C IS LIMITED TO THE IRRIGATION OF 719 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
7. SRBA CLAIM NO. A43-10843 IS LIMITED TO THE IRRIGATION OF 25 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
8. TWO POINTS OF DIVERSION ARE LOCATED WITHIN S4W, S12, T13S, R28E.

ADDRESS CHANGE BY CLAIMANT LETTERS.
ADDED GRID ADDRESS TO ORSON ZOLLINGER.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag: C
Presumption Flag:

"DO NOT FILM"



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

December 3, 1997

KARL J. DREHER
DIRECTOR

RECEIVED
DEC 12 1997

ROLAND ZOLLINGER

KATHY ZOLLINGER

1513 S 3350 E Box 1094

MALTA ID 83342

Re: Snake River Basin Adjudication (SRBA) ✓
Notices of Claim #A43-02518, A43-04221, A43-04225, ✓
A43-04235A & A43-10843 *Records modified 12-12-97.*
Change of Address *JS*

Department of Water Resources

Dear Claimants:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water rights or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter. Please return the letter by December 10, 1997. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

December 3, 1997

KARL J. DREHER
DIRECTOR

RECEIVED

DEC 12 1997

Department of Water Resources

ASIEL A ZOLLINGER
RUSSELL ZOLLINGER
PATTY ZOLLINGER
3368 E SUBLETT RD BOX 1104
MALTA ID 83342

Re: Snake River Basin Adjudication (SRBA) ✓
Notices of Claim #A43-02518, A43-04221, A43-04225, ✓
A43-04235A & A43-10843
Change of Address

Records Modified 12-12-97.
-ss

Dear Claimants:

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Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

R PROOF

CVR

MAPS

PHOTOS

MISC

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—

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R 28

C.R.P 88-97

NHEL/W

2505
71798

CRP 88-97

HEL

T 13

C.R.P 88-97

③

28.9

HEL

NW

NHEL/W

⑤

49.7

1359
T 1800

①

86.1

HEL/NW

CR

See LL-24
high Elevation

2505
T1798

2504
T1791

CRP
58-97
(4)
113.2
HELV

CRP
88-97

2 7
3 7
5 11.2
HELV

1049
T1228
3 6.5

4 4.2
NHVL/W

5 4.3
NHVL/W

NHVL/W
2 7.2

1049
T1792

NHVL/W
5 7.9
6 4.9

7 11.3

NHVL/W

8 15.9

7 11.3
8 53
NHVL/W



2504
T 1789

1 6

1049
T 1792

CRP 86-97

HEL N

①
56.3

CRP 87-96

2505

1788

CRP 88-97

HEL/NW

①

60.0

CRP 88-97

HEL/NW

① NW
71.7 HEL

②

60.0

CRP 88-97

NW
HEL

NW
HEL

③

57.0

②
124.5

see
LL 24
Low Elevation

6

12.7

③
257.0

NW
HEL

see LL 24
Low Elevation

R 28

CRP 88-97

NHEL/W

CRP 88-97
T 1800
HEL

CRP 88-97

③ 28.9 HEL NW

CRP 88-97

1359
T 1800

325
HEL

① 86.1

HEL/NW

NHEL/W

⑤ 49.7

T 13





