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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 11, 1981

CHAPARRAL & COMPANY
P.O. BOX 128
MALTA

ID 83342

RE: Claim No. 43-4109

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

LOREN O. HOLMES
Southern Region Supervisor

Enclosure

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Claim No. 43-4109
RECEIVED
JUN 26 1983
Department of Water Resources
Southern District Office

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Chaparral & Co.
P.O. Box 128 (Name of Claimant)
Malta, Idaho 83342 (Mailing Address) Telephone No. 645-2322 (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) August 1, 1954

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Ground water tributary to -----

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>2.0 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>3-15</u>	To <u>11-15</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 2.0 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 28 Twp. 14S Rge. 27E B.M., County of Cassia
Additional points of diversion: NE SE, Section 29, T14S, R27E

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Drilled well, vertical turbine pump and pipeline. Some open ditch gravity irrigation conducted when necessary.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14S	27E	28							2.5				17.5	35					55
14S	27E	29				5									40				45

No. of acres 100

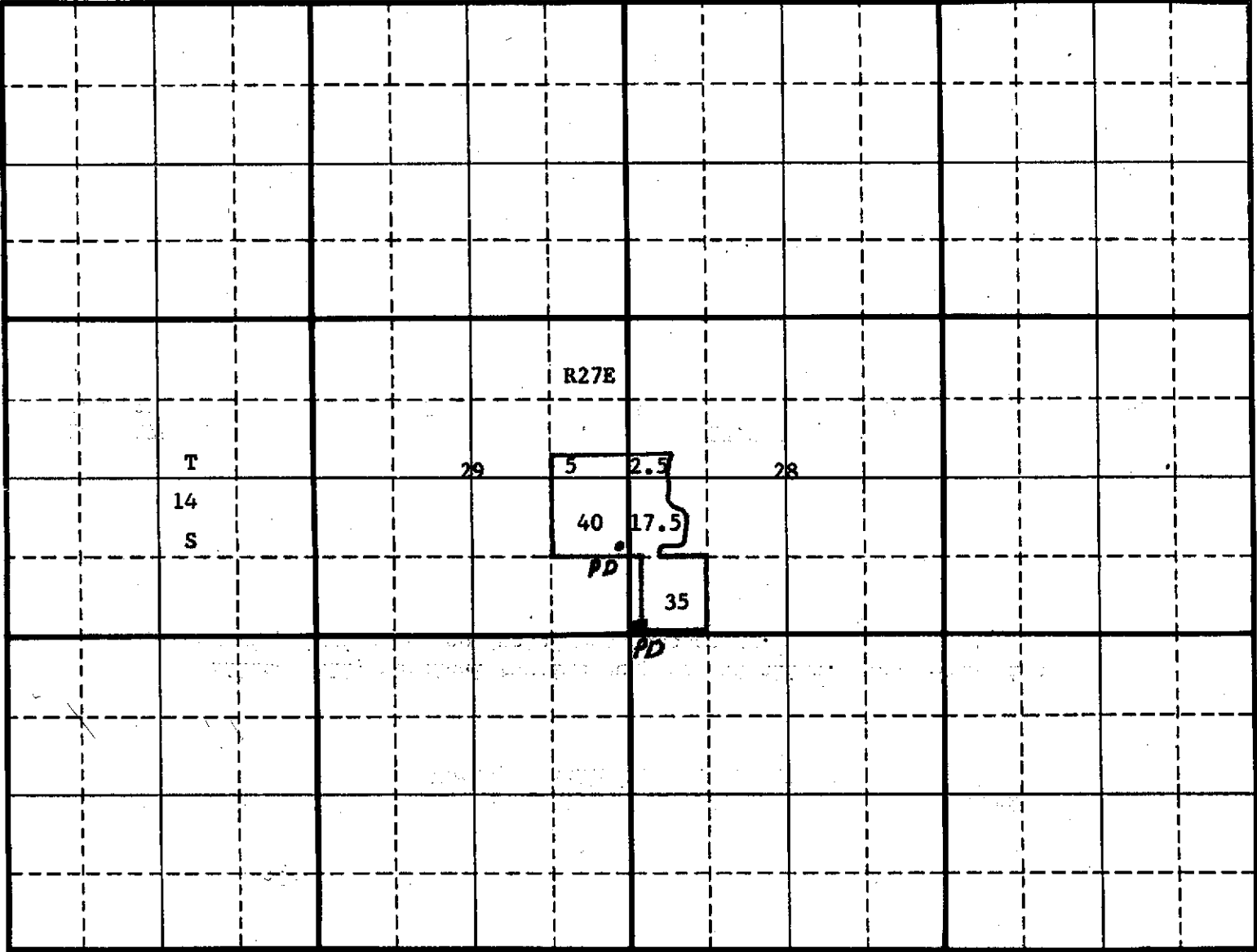
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: N/A

NOTE: Include here the type and number of stock watered: N/A

(7) If you are claiming water as a member of an organization, list name of organization: N/A

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(8) Remarks Property was originally irrigated in 1954 from small well, water was insufficient so well was reamed to allow larger flow. Entire property was irrigated but only a portion was included under license #43-2282. This license is for 0.9 cfs to irrigate 45 acres adjacent to but not included on this claim. Affidavit attached is not to verify quantity of water but only for verification that the system was in operation in 1954.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Cassia) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 19 day of June, 1981.

[Signature]
(Claimant)

[Signature]
Notary Public
Residing at Malta

My commission expires 11-81

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6/26/81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TCB Date 7-13-81 claimant by: _____
\$20.00 fee received by [Signature] Date 6/26/81 #18678
Published in South Idaho Press _____
Dates 7/21 + 7/28/81 _____

AFFIDAVIT

1. Winston J. Hutchison of Rt. 3 Box 143 Burley, Ida
Post Office Address 83318

do hereby affirm that I have personal knowledge of the well located in the
NE 1/4, SE 1/4, Section 29, Township 14, Range 27E, commonly known
as the irrigation well. Information I can formally attest to is as follows:

1. Date drilled 1954
2. Well driller Jim Scheenauer - Dean Rogers
3. Date of first use of water 1954
4. Nature of use irrigation
5. Quantity of water diverted 80 inch
6. Lands irrigated by this well 60 Acres
SEC 29 SE 1/4 SE 1/4 part
SEC 29 NE 1/4 SE 1/4 + part of SE 1/4 NE 1/4
7. Duration of use each year, from May to August-Sept.
8. Other information Farmers Gilling, Wure
Ralph Baker, Harold & Anna Day
Lyle Surfer followed Winston Hutchison

Winston J. Hutchison
Signature

STATE OF Idaho

County of Cassia

Subscribed and sworn to before me this 15th day of Jan., 1981

(NOTARY SEAL)

[Signature]
Notary Public

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SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

.....~~Mary Summers~~....., being first
duly sworn, deposes and says that she is the

.....Clerk..... of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for Two.....
consecutive weeks, commencing with the issue
dated JULY 21st..... 19.....81, and ending
with the issue dated JULY 28th..... 19.....81

Mary Summers

Subscribed and sworn to before me
this 7th..... day of *August*
19.....81.

Norma M. Peterson Notary Public
Cost of Publication \$ 14.95
Notary Fee
Total Cost \$ 14.95

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1985.

81-181

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following
claim(s) to water right(s) have been established by
diversion and application to beneficial use.

43-4109

CHAPARRAL & COMPANY, P.O. BOX 128,
MALTA, ID 83342. Source: GROUNDWATER.
Priority Date: 08/01/1954. Amount: 2.00 CFS.
Diversion Point: SWSW Sec 28 T 14S R 27E NESE Sec
29 T 14S R 27E, CASSIA Co. Use: IRRIGATION
(2.00 CFS) from 03/15 to 11/15. Place of Use:
SWNW NWSW SWSW Sec 28 T 14S R 27E SENE NESE
Sec 29 T 14S R 27E FOR 99 ACRES. Diversion
Means: WELL, PUMP, PIPELINE, DITCH.

Any exception to any claim of water right may
be filed with the Director of the Idaho Department
of Water Resources, 1041 Blue Lakes Blvd. North,
Twin Falls, Idaho 83301.

C. STEPHEN ALLRED
Director

Published July 21 and 28, 1981.

RECEIVED

AUG 14 1981

Department of Water Resources

MEMORANDUM

TO: FILE 43-04109
FROM: VAULT
RE: TRANSFER # 68499
DATE: 8-24-01

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 43-02282

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CHAPARRAL & COMPANY

P.O. BOX 128, MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 08/01/1954

Amount: 2.00 CFS

Diversion Point: SWSW Sec 28 T 14S R 27E NESE Sec 29 T 14S R 27E,
CASSIA Co.

Use: IRRIGATION (2.00 CFS) from 03/15 to 11/15

Place of Use: SWNW NWSW SWSW Sec 28 T 14S R 27E SENE NESE Sec 29 T 14S R 27E
FOR 99 ACRES

Diversion Means: WELL, PUMP, PIPELINE, DITCH

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

C. STEPHEN ALLRED

Director

Published 7/21 & 7/28/81.

MICROFILMED

81-181

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C. STEPHEN ALLRED
Director

Published July 21 and 28, 1981.

NOT FILMED

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mays
7/17/81

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

JULY 15, 1981

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 7, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: T.G. Blau

Right Number 43-4109 Applicant Chaparral Co

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed. - None

By ADM Date 8/12/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 8/18/81

RECORDED