

MICROFILMED

Twp 13 S Rge 26 E BM

Map 155 Rye 2000

23 24

28

Well 30 30

26 25

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.

County of Cassia

Sworn to before me this 28th day of

Golden & Gardner
(Claimant)

_____, 19 85.
Gene Baxter
 Notary Public
 Residing at Malta, Idaho

My commission expires

FOR DEPARTMENT USE ONLY

Received by marya Date 7/1/85 Exce
Prelim. check by HT Date 7/5/85
\$20000 fee received by marya Date 7/1/85 # 36668
Published in south id press
Dates 8/8 + 8/15/85

Exception filed by:

Forwarded to
claimant by:

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 1 1985

CLAIM TO A WATER RIGHT

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 Golden F. Gardner

(Name of Claimant)

HC 72 Box 2038 Malta, Idaho
(Mailing Address)

83342
(Zip Code)

Telephone No. 645 2563

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) 1955

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:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>2cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>April 1</u>	To <u>Oct 1</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) TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NE 1/4 NE 1/4, Sec. 26 Twp. 13 S Rge. 26 E B.M., County of Cassia
Additional points of diversion:

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. well, motor & pump.

(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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	26E	24											28						28
13S	26E	25						30											30
13S	26E	26	30																30

No. of acres 88

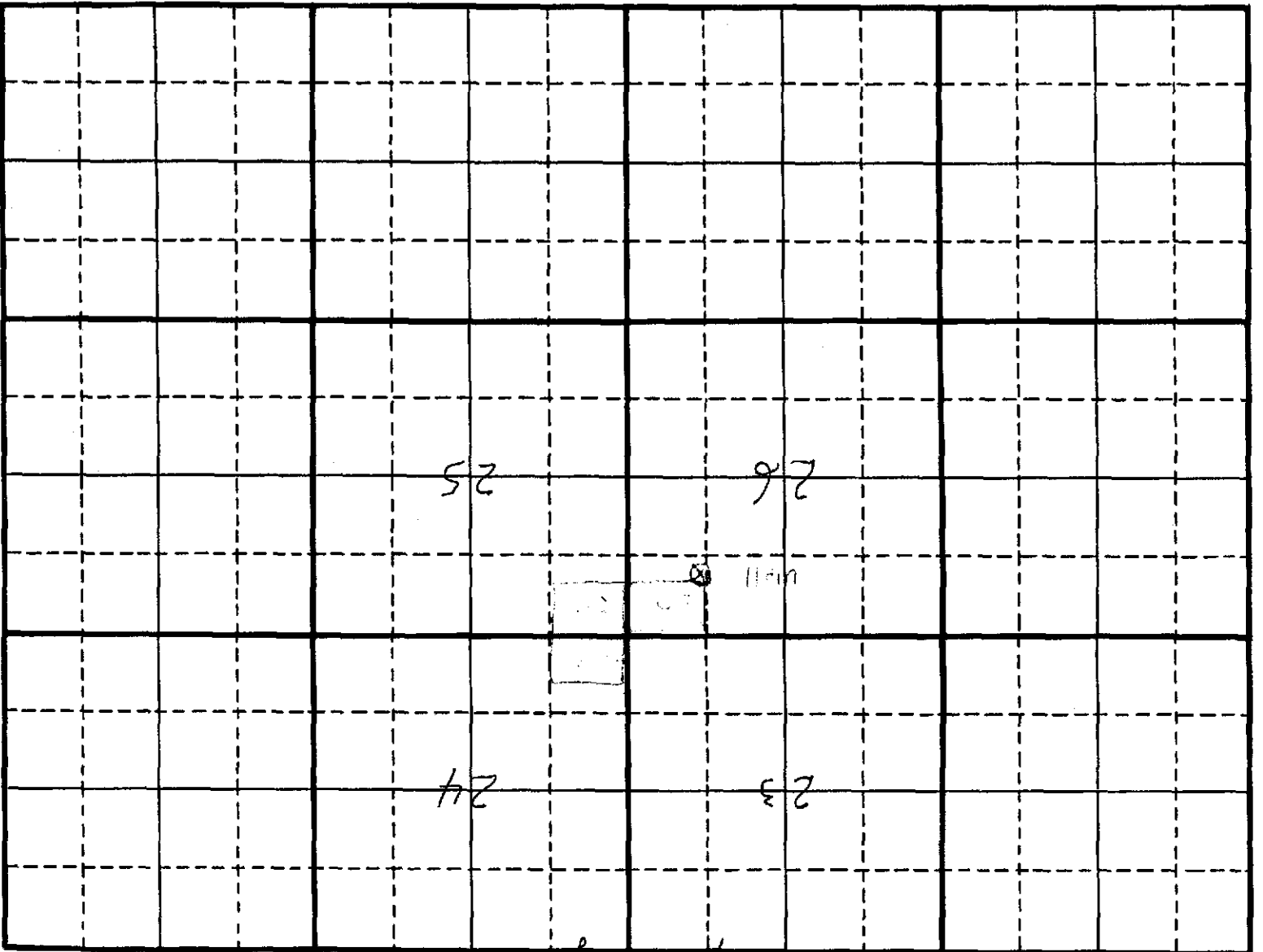
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

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

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Twp 13.5 Rge 26E BM



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 28th day of June 1985.
Notary Public
Residing at Malta, Idaho
My commission expires Life

FOR DEPARTMENT USE ONLY

Received by _____ Date 7/1/85
Prelim. check by _____ Date 7/5/85
\$20000 fee received by _____ Date 7/1/85
Published in _____ Date 8/18 + 8/15/85
Dates _____
Exception filed by: _____
Forwarded to _____
Date _____
Claimant by: _____

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,

STATE OF IDAHO

Sue Sabia being first

duly sworn, deposes and says that she is the

clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice 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 8-8 1985, and ending

with the issue dated 7-15, 1985

Subscribed and sworn to before me

this 22nd day of August

1985

Betty Baker Notary Public

Cost of Publication 160.16

Notary Fee .50

Total Cost 160.66

NOTICE OF CLAIM TO WATER RIGHTS
Notice is hereby given that the following claim(s) to water rights have been established by diversion and application to beneficial use:

43-4240
GARDINER, GOLDEN F.
H/C 72 BOX 2038, MALTA, ID 83342
Source: CASSIA CREEK trib. to RAFT RIVER
Priority Date: 03/01/1949
Diversion Pt: SENW Sec 23 T 13S R 26E
Use: IRRIGATION (2.40 CFS)
In: NESE NWSE Sec 23 T 13S R 26E NWSW Sec 24 T 13S R 26E FOR 116 ACRES
43-4239

PIERCE, INC.
ALVIN NEDDO
MALTA, ID 83342
Source: GROUNDWATER
Priority Date: 09/27/1954
Diversion Pt: SENW Sec 26 T 13S R 28E
Use: STOCKWATER (0.51 CFS)
In: SWSW SWSE Sec 23 T 13S R 28E NENE SWNE Sec 26 T 13S R 28E NESW Sec 27 T 13S R 28E NWSW NWSE Sec 34 T 13S R 28E SENE NENW SESW SESE Sec 35 T 13S R 28E NESE NWSE Sec 28 T 13S R 28E NWSW Sec 36 T 13S R 28E NENE NWNE Sec 01 T 14S R 28E
43-4238

PIERCE, JOHN A.
MALTA, ID 83342
Source: GROUNDWATER
Priority Date: 01/22/1960
Diversion Pt: SENW Sec 30 T 13S R 27E
Use: IRRIGATION (1.40 CFS)
STOCKWATER (0.33 CFS)
DOMESTIC (0.08 CFS)
In: SWNE SWNW SENW Sec 30 T 13S R 27E NWNE SENW Sec 30 T 13S R 27E SESW SESE Sec 19 T 13S R 27E FOR 80 ACRES
43-4237

PIERCE, JOHN A.
MALTA, ID 83342
Source: GROUNDWATER
Priority Date: 07/07/1950
Diversion Pt: SWSE Sec 30 T 13S R 27E
Use: IRRIGATION (2.00 CFS)
In: NESW NWSE SWSE Sec 30 T 13S R 27E FOR 120 ACRES
43-4236

PIERCE, JOHN A.
MALTA, ID 83342
Source: MORTENSON SPRING trib. to SINKS
Priority Date: 07/15/1967
Diversion Pt: SWNW Sec 24 T 14S R 28E
Use: STOCKWATER (0.0155 CFS)
In: NESW NWSW Sec 20 T 14S R 29E SENW Sec 18 T 14S R 29E
43-4235

ADAMS, LYLE &/or BETTY
H/C 61 BOX 1116, MALTA, ID 83342
Source: GROUNDWATER
Priority Date: 01/01/1905
Diversion Pt: SENE Sec 12 T 13S R 28E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.27 CFS)
DOMESTIC (0.04 CFS)
In: NESE Sec 12 T 13S R 28E SENE SESE Sec 12 T 13S R 28E FOR 1 ACRES
43-4234

HIGLEY, TED &/or BETTY ANN
P.O. BOX 57, MALTA, ID 83342
Source: COTTONWOOD CREEK trib. to RAFT RIVER
Priority Date: 04/27/1916
Diversion Pt: NWSE Sec 18 T 16S R 23E
Use: IRRIGATION (22.12 CFS)
In: SESE Sec 18 T 16S R 23E NENE SENE NESE Sec 19 T 16S R 23E NENE SWNE SENE NWNW SWNW SENW NESW NWSW SWSW SESW NESE NWSE SESE Sec 20 T 16S R 23E SWNW SENW SWSW SESW Sec 21 T 16S R 23E SWNE NWNW SENW NESW NWSE Sec 28 T 16S R 23E NENE NWNE Sec 29 T 16S R 23E FOR 1106 ACRES
43-4233

GARDINER, GOLDEN F.
H/C 72 BOX 2038, MALTA, ID 83342
Source: GROUNDWATER
Priority Date: 04/01/1955
Diversion Pt: NENE Sec 26 T 13S R 26E
Use: IRRIGATION (2.00 CFS)
In: SWSW Sec 24 T 13S R 26E NWNW Sec 25 T 13S R 26E NENE Sec 26 T 13S R 26E FOR 88 ACRES
43-4232

GARDINER, GOLDEN F.
H/C 72 BOX 2038, MALTA, ID 83342
Source: CASSIA CREEK trib. to RAFT RIVER
Priority Date: 04/01/1931
Diversion Pt: SENW Sec 23 T 13S R 26E
Use: IRRIGATION (0.80 CFS)
In: NESW NWSE Sec 24 T 13S R 26E FOR 80 ACRES
43-4231

HALL, RODNEY
P.O. BOX 631, MALTA, ID 83342
Source: GROUNDWATER
Priority Date: 04/01/1953
Diversion Pt: NWSW Sec 20 T 13S R 27E NESE Sec 19 T 13S R 27E SESE SWNE Sec 18 T 13S R 27E
Use: IRRIGATION (0.68 CFS)
In: NENE Sec 18 T 13S R 27E FOR 34 ACRES

ALMO WATER CO.
ALMO, ID 83312
Source: ALMO CREEK trib. to RAFT RIVER
Priority Date: 05/15/1918
Diversion Pt: NENE Sec 05 T 15S R 24E
Use: IRRIGATION (20.80 CFS)
In: SENE Sec 03 T 15S R 24E SENW NESE Sec 15S R 24E SENE NWNW SWNW Sec 10 T 15S R 24E NESE NWSE SWSE Sec 16 T 15S R 24E NV SWSE Sec 22 T 15S R 24E NENE NWNE SW NESW NWSW Sec 26 T 15S R 24E NENE SW NENW SWNW SENW NESW NWSW SWSW SE NWSE Sec 27 T 15S R 24E NWNW SWNW Sec 15S R 24E FOR 1120 ACRES
45-4256

STREETER, MICHAEL J.
RT. 2 BOX 2434, BURLEY, ID 83318
Source: WILLOW CREEK trib. to SINKS
Priority Date: 03/17/1908
Diversion Pt: NESE Sec 26 T 12S R 23E NWNE Sec 23 T 12S R 23E (REDIVERSION)
Use: IRRIGATION (0.13 CFS)
In: NENE Sec 22 T 12S R 23E FOR 6.25 ACRES
45-4255

CONRAD, JULIE
RT. 1, MURTAUGH, ID 83344
Source: MACKAY WASH trib. to SINKS
Priority Date: 04/29/1959
Diversion Pt: SESE SWSE Sec 16 T 13S R 23E
Use: IRRIGATION (1.90 CFS)
STOCKWATER (0.02 CFS)
In: NESE NWSE SWSE SESE Sec 16 T 13S R 23E FOR 160 ACRES
45-4254

WYATT, GRANT M.
RT. 2 BOX 2174, BURLEY, ID 83318
Source: WASTE WATER trib. to SINKS
Priority Date: 06/01/1955
Diversion Pt: NWNE Sec 10 T 11S R 22E
Use: IRRIGATION (1.00 CFS)
In: NWNE SWNE Sec 10 T 11S R 22E FOR ACRES

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Lakes Blvd. North, Twin Falls, Idaho 83301.
/s A. KENNETH DUNN, Director
Published in the South Idaho Press on August 8, 15, 1985.

43-4280
IDAHOME FARMS, INC.
1925 OAKLEY AVE., BURLEY, ID 83318
Source: GROUNDWATER
Priority Date: 03/02/1950
Diversion Pt: SESW Sec 29 T 11S R 27E
SESE NESE NWSE SWSE SESE NENE NWNE SW NESE Sec 32 T 11S R 27E
Use: IRRIGATION (4.00 CFS)
In: NENW NWNW SWNW SENW NESW NW SWSW SESW Sec 33 T 11S R 27E FOR 272 ACRES

43-4229
LUKE, C. GORDON
310 PALMER, ROAD, BURLEY, ID 83318
Source: GROUNDWATER
Priority Date: 06/23/1955
Diversion Pt: NWNE SWNE Sec 22 T 11S R 26E
Use: IRRIGATION (1.60 CFS)

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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 26, 1985

GOLDEN F. GARDINER
H/C 72 BOX 2038
MALTA

ID 83342

RE: Claim No. 43-4233

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 filings 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,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

MICROFILMED

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:

43-4233

GARDINER, GOLDEN F.

H/C 72 BOX 2038, MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 04/01/1955

Diversion Pt: NENE Sec 26 T 13S R 26E

Use: IRRIGATION (2.00 CFS)

In: SWSW Sec 24 T 13S R 26E NWNW Sec 25 T 13S R 26E NENE Sec 26 T 13S R 26E
FOR 88 ACRES

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.

A. KENNETH DUNN

Director

Published 8/8 & 8/15/85.

MICROFILMED

ob
meyer
8/13/85

43-4233

GARDINER, GOLDEN F.

H/C 72 BOX 2038, MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 04/01/1955

Diversion Pt: NENE Sec 26 T 13S R 26E

Use: IRRIGATION (2.00 CFS)

In: SWSW Sec 24 T 13S R 26E NWNW Sec 25 T

13S R 26E NENE Sec 26 T 13S R 26E FOR 88

ACRES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 31, 1985

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 26, 1985.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Gay F.

Right Number

43-14233

Applicant

GARDINER, Golden F.

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.

By

ADM

Date

8/27/85

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

SC

Date

8/29/85

RECEIVED
AUG 29 1985

Department of Water Resources

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