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Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

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.

A.
Notice is hereby given that Asiel &/or Theda Zollinger
(Name of Claimant)
H. C. 61, Box 1104, Malta, ID 83342 Telephone No. 645-2237
(Mailing Address) (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) Sep 1, 1939

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)
Groundwater 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>0.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>Jan 1</u> To <u>Dec 31</u>
Quantity	<u>0.04 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>Apr 15</u> To <u>Oct 15</u>
Quantity	<u>0.04 cfs</u>	Use	<u>Livestock</u>	Period of Use From	<u>Jan 1</u> To <u>Dec 31</u>
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____

(4) 0.04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 12 Twp. 13S Rge. 28E 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. 6" X 210' well, 1 hp submersible motor & pump, 7 stock tanks, Rainbird sprinklers

(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	
13S	28E	12						2X	X										2

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use for 2 homes, irrigation of lawns & gardens

NOTE: Include here the type and number of stock watered: 300 beef cows and calves

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

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(8) Remarks

A. 28E

T. 13S

12

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PH

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.

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 May, 1985.

Notary Public Mary A. Newby
Residing at Twin Falls, ID

My commission expires Life

Received by [Signature] Date 5-28-85 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [Signature] Date 6-5-85 claimant by: _____
\$20.00 fee received by [Signature] Date 5-28-85 B 35367
Published in Southland Press _____
Dates 7/4 & 7/11/85 _____

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Sue Subia, being first

duly sworn, deposes and says that ~~she~~ he 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 7-4 1985, and ending

with the issue dated 7-11 1985

Subscribed and sworn to before me

this 17th day of July

1985

Jully Staker Notary Public

Cost of Publication 39.60

Notary Fee

Total Cost 40.10

85-190

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:

43-4226

ZOLLINGER, ORSON J. &/or DONNA

H/C 61 BOX 1096, MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 12/01/1950

Diversion Pt: SWNW Sec 12 T 13S R 28E SENE Sec 11 T 13S R 28E

Use: STOCKWATER (0.03 CFS)

DOMESTIC (0.04 CFS)

In: SENE Sec 11 T 13S R 28E SWNW Sec 12 T 13S R 28E

43-4227 ✓

ZOLLINGER, ASIEL A. &/or THEDA

H/C 61 BOX 1104, MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 09/01/1939

Diversion Pt: NWNW Sec 12 T 13S R 28E

Use: IRRIGATION (0.04 CFS)

STOCKWATER (0.04 CFS)

DOMESTIC (0.04 CFS)

In: NWNW Sec 12 T 13S R 28E SWNW Sec 12 T 13S R 28E FOR 2 ACRES

45-4253

HOWARD ADAMS & SONS, INC.

STAR RT. BOX 78, BURLEY, ID 83318

Source: WASTE WATER trib. to SINKS

Priority Date: 03/15/1965

Diversion Pt: NWNE Sec 15 T 12S R 22E

Use: IRRIGATION (2.86 CFS)

In: SWNE SENE NESE NWSE SWSE Sec 18 T 12S R 22E FOR 143 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.

-s- A. Kenneth Dunn

Director

Published in the South Idaho Press July 4 and 11, 1985.

JUL 18 1985

Idaho Department of Water Resources
Twin Falls District Office

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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

JULY 22, 1985

ASIEL A. ZOLLINGER
THEDA ZOLLINGER
H/C 61 BOX 1104
MALTA

ID 83342

RE: Claim No. 43-4227

Dear Claimant:

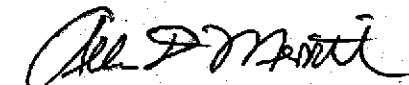
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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

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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:

43-4227

ZOLLINGER, ASIEL A. &/or THEDA

H/C 61 BOX 1104, MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 09/01/1939

Diversion Pt: NWNW Sec 12 T 13S R 28E

Use: IRRIGATION	(0.04 CFS)
STOCKWATER	(0.04 CFS)
DOMESTIC	(0.04 CFS)

In: NWNW Sec 12 T 13S R 28E SWNW Sec 12 T 13S R 28E FOR 2 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 7/4 & 7/11/85.

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margin
7/2/85

43-4227

ZOLLINGER, ASIEL A. &/or THEDA

H/C 61 BOX 1104, MALTA, ID 83342

Source: GROUNDWATER

Priority Date: 09/01/1939

Diversion Pt: NWNW Sec 12 T 13S R 28E

Use: IRRIGATION (0.04 CFS)

STOCKWATER (0.04 CFS)

DOMESTIC (0.04 CFS)

In: NWNW Sec 12 T 13S R 28E SWNW Sec 12 T
13S R 28E FOR 2 ACRES

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES
Southern Region

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

JUNE 27, 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 JULY 22, 1985.

Yours truly,

Mary A. Newby
Secretary

Encl.

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: [Signature]

Right Number 47-4227 Applicant ZOLLINGER, Asiel A. &/or Orson

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 ADN Date 7/19/85

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 7/26/85

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RECEIVED
JUL 26 1985

Department of Water Resources