

RECEIVED

NOV 30 1972

Department of Water Administration
Southern District Office

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers, being first

duly sworn, deposes and says that she is the

Bookkeeper 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 2 consecutive weeks, commencing with the issue

dated November 21 1972, and ending

with the issue dated November 28, 1972.

Ruth Chambers

Subscribed and sworn to before me

this 29th day of November

1972.

Edith Raustedt Notary Public

Cost of Publication 12.60

Notary Fee _____

Total Cost _____

My commission expires October 23, 1975

72-333

**NOTICE OF
CLAIM TO A
WATER RIGHT
No. 43-4050**

Notice is hereby given that Tell Taylor, P.O. Box 25, Malta, ID has filed a claim to a water right established by diversion and application to beneficial use of 1.2 cubic feet per second of water from a groundwater source with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 13S, R. 26E, B.M., Cassia County.

The water is claimed to be used from March 15 to Oct. 15 for the irrigation of 280 acres with a priority of March 15, 1959 the place of use is within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, T. 12S, R. 26E: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, T. 13S, R. 26E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press, Burley, ID on Nov. 21 and Nov. 28, 1972.

43 4050

November 3, 1972

Re. Claim Nos. 43-4050 & 43-4051 - Tell Taylor

Tell Taylor
P. O. Box 25
Malta, ID 83342

Dear Mr. Taylor:

Attached herewith is your Receipt No. 9465 in the amount of \$20.00 for the above reference Claims for a Water Right which was received in this office under the above date.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

43 4050

Identification No. _____
Claim No. 43-4050
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT
Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant TELL TAYLOR
post office address P.O. Box 25, Malta, Idaho 83342
2. The point of diversion is in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 1 Township 13 South
Range 26 East, B.M. located on none (ground water)
(name of source)
tributary to _____ in Cassia County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:
March 15, 1959 amount: 1.2 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 1.2 c.f.s. or _____ acre feet.
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
use irrigation period of use from March 15 to October 15 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of _____
_____; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped pumped; depth of well is 150 feet; diameter of well is 16 inches; type of pump is 30HP
capacity of pump is 900 g.p.m.; name and address of well driller is Dean Rodgers

43 4050

- Conveyancing works include complicated network of
ditches which serve a total of 280 acres of a 440-acre
farm. This water is commingled with other water to
serve all the irrigated acreage.

-

- [illegible]

b. Do you get water through a ditch owned by several users? NO s, give the name of the ditch
_____ The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 65 milk cows,
10 heifers, 30 heifer cows with calves.

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied Not applicable

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

Claimant has Cassia Creek water decreed to the
ranch and uses water from this well and another
to supplement the flow and after claimant's decreed
rights are cut off

State of Idaho

County of _____

} 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 affiants knowledge.

Tell Taylor
Claimant

Sworn to before me this 31st day of October, 1972.

Tom A. Rockoff
Notary Public

Residing at Twin Falls

My commission expires 1975

For Department Use Only

Received by alw Date 11-2-72

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by RA Date 11-2-72 # 94650

Fee received by alw Date 11-3-72 Fee \$ 10.00

Approved for publication by RA

Published in South Idaho Press Dates 11-21 &

atw 11-28-72

43 4050

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

AFFIDAVIT

State of Idaho)
County of Cassia) ss.

A. D. Nye, being duly sworn, deposes and says:

That I am a neighbor of claimant Tell Taylor and
have resided in Cassia County since 1914;

That of my own personal knowledge I am aware tha
Mr. Tell Taylor drilled a well in 1958 which is located in
the NW 1/4 of the SE 1/4 of Section 1, Township 13 South,
Range 26 East, Boise Meridian; and that the water from said
well has been commingled with the waters from another well
and Cassia Creek and is beneficially used on all of the 280
irrigated acres of the farm.

A. D. Nye

Subscribed and sworn to before me this 10th day of October 1972.

Gene Baxter
Notary Public for Idaho
Residing at: Malta

My Commission Expires 6/1/75

AFFIDAVIT

STATE OF IDAHO)
County of Twin Falls) ss.

Tell Taylor, being duly sworn, deposes and says:

That I am a resident of Cassia County and the owner of the farm described in the attached claim.

That I have owned the farm since 1947.

That in 1959 we had a small well drilled which went into operation of March 15, 1959, and which since that time has pumped 1.2 cubic feet per second during the irrigation season depending upon the weather and the flows of Cassia Creek, from March 15 to October 15 of each year.

That all of the water has been beneficially applied by commingling in a complicated set of ditches and laterals serving 280 acres of my 440-acre farm.

That the well has been in operation and the water has been used on my farm since March 15, 1959.

Tell Taylor
Subscribed and sworn to before me this 31st day of October, 1972.

John A. Rockwell
Notary Public for Idaho
Residing at: Twin Falls

My Commission Expires: 1972

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

South Idaho Press, being first

duly sworn, deposes and says that he is the

Proprietor 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 2

consecutive weeks, commencing with the issue

dated November 21, 1972, and ending

with the issue dated November 28, 1972.

Subscribed and sworn to before me

this 29th day of November

1972.

South Idaho Press Notary Public

Cost of Publication 12.60

Notary Fee _____

Total Cost _____

My commission expires October 23, 1978

72-333

NOTICE OF CLAIM TO A WATER RIGHT No. 43-4050

Notice is hereby given that Tell Taylor, P.O. Box 25, Malta, ID has filed a claim to a water right established by diversion and application to beneficial use of 1.2 cubic feet per second of water from a groundwater source with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 13S, R. 26E, B.M., Cassia County.

The water is claimed to be used from March 15 to Oct. 15 for the irrigation of 280 acres with a priority of March 15, 1959 the place of use is within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, T. 12S, R. 26E; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, T. 13S, R. 26E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press, Burley, ID on Nov. 21 and Nov. 28, 1972.

43 4050

December 11, 1972

Re: Claim Nos. 43-4050 & 43-4051 - Tell Taylor

Tell Taylor
P. O. Box 25
Malta, ID 83342

Dear Mr. Taylor:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Sections 42-225a and 42-225b of the Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of the claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc: Copy of claim

RECEIVED

DEC 13 1972

43 4050

Department of Water Administration

November 9, 1972

Re: Application No. 45-7112 - Adolph Coors Company
Claim Nos. 43-4050 - Tell Taylor
43-4051 - Tell Taylor

South Idaho Press
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 publication dates allowing ample time for you to submit us a galley proof for review before publication.

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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

" I hereby certify that the foregoing account is just and correct,
that the amount claimed is legally due, after allowing all just
credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted 11-30-72 by alw

BH:alw

Enc: Legal Notices (3)

43 4050

NOTICE OF CLAIM TO A WATER RIGHT

NO. 43-4050

Notice is hereby given that Tell Taylor,

P. O. Box 25, Malta, ID

has filed a claim to a water right established by diversion and application
to beneficial use of 1.2 cubic feet per second ~~are feet per annum~~ ^{XXXX XXXX XXX XXXXX}
of water from a groundwater source

with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 13S, R. 26E, B.M.,
Cassia County

The water is claimed to be used from March 15 to Oct. 15 for the
irrigation of 280 acres

with a priority of March 15, 1959;
the place of use is within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, T. 12S, R. 26E: NE $\frac{1}{4}$ NE $\frac{1}{4}$,
S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, T. 13S, R. 26E, B.M.

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Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin
Falls, Idaho, 83301.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press, Burley, ID

on Nov. 21 and Nov. 28, 1972

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CLAIM TO A ¹¹⁻¹⁷⁻⁷²
WATER RIGHT
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R. KEITH HIGGINSON
Director

Published in the South Idaho Press, Burley, ID on Nov. 21 and Nov. 28, 1972.

43-4050

PARRY, ROBERTSON, DALY & LARSON

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

LAWYERS
THE IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 525
TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

October 31, 1972

RECEIVED

NOV 2 1972

Department of Water Administration
Southern District Office

Mr. Robert G. Haynes, District Engineer
Department of Water Administration
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Dear Bob:

Enclosed find two claims to water rights, one for 1.2 cubic feet per second and the other for 6.4 cubic feet, each with two affidavits attached and with our check for filing fees in the total amount of \$20.00.

Thank you for your attention to this matter.

Sincerely,



JOHN A. ROSHOLT

JAR:php

Enclosures (2)

43 4050

November 3, 1972

Re. Claim Nos. 43-4050 & 43-4051 - Tell Taylor

Tell Taylor
P. O. Box 25
Malta, ID 83342

Dear Mr. Taylor:

Attached herewith is your Receipt No. 9465 in the amount of \$20.00 for the above reference Claims for a Water Right which was received in this office under the above date.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

43-4050