

(8) Remarks

Scale: 2 inches equal 1 mile.

Received by JD Date 5-28-85 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JD Date _____
\$20.00 fee received by JD Date 5-28-85 # 35366
Published in South id press
Dates 7/4 + 7/11/85

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.

Notice is hereby given that Orson J. &/or Donna Zollinger
(Name of Claimant)
H. C. 61, Box 1096, Malta, ID 83342 Telephone No 645-2250
(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) June 1, 1950 / Dec 1, 1950

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>0.04cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity	<u>0.03 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
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)
SW ¼ NW ¼, Sec 12 Twp. 13S Rge 28E B M, County of Cassia
Additional points of diversion. SE ¼ NE ¼ S. 11 T. 13S R. 28E

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 150' well, 1 hp submersible pump, line to one home with lawn/garden, 2 stock tanks. Well in S. 11 was the original P/D, but this was replaced by S. 12 well in 1955. Original well now serves as backup to S. 12 well.

(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							X										
		11				XX													
									X										
									XX										

No. of acres _____

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

NOTE: Include here the type and number of stock watered 100 beef cattle

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

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A hand-drawn map on a grid. The map shows a coastline with the following labels:

- R. 28E** (River 28 East) written vertically along the right edge of the coastline.
- T. 13S** (Township 13 South) written horizontally along the bottom edge of the coastline.
- A small area near the coastline is labeled **PH** and **PD**.
- A small area further inland is labeled **11** and **13**.

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.

Orson J. Fellingner
(Plaintant)
19 85.

My commission expires Life

Received by ES Date 5-28-89 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by ES Date _____ claimant by: _____
\$30,000 fee received by ES Date 5-28-89 # 35366
Published in South id press _____
Dates 7/4 & 7/11/89 _____

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Sue Subia, 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 7-4 1985, and ending with the issue dated 7-11 1985.

Sue Subia

Subscribed and sworn to before me this 17th day of July 1985.

City State Notary Public
Cost of Publication 39.60
Notary Fee 5
Total Cost 44.60

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 15 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 Dush

Director

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

RECEIVED
JUL 18 1985
Idaho Department of Water Resources
Twin Falls District Office

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This
Right has been
Decreed in the
SRBA.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lake Blvd. N.
Twin Falls, Idaho 83301
(208) 734-2578

JULY 22, 1985

ORSON J. ZOLLINGER
DONNA ZOLLINGER
H/C 61 BOX 1096
MALTA

ID 83142

RE: Claim No. 42-4226

Dear Claimant,

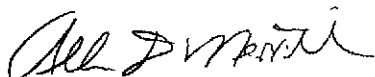
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

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,



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.

42-422E

ZOLLINGER, ORSON J. &/or DONNA

H/C 61 BOX 1096, MALTA, ID 83742

Source. GROUNDWATER

Priority Date 12/01/1950

Diversion Pt. SHNN Sec 12 T 11S R 28E SENE Sec 11 T 11S R 28E

Use: STOCKWATER	(0.03 CFS)
DOMESTIC	(0.04 CFS)

In: SENE Sec 11 T 11S R 28E SHNN Sec 12 T 11S R 28E

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1641 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 7/4 & 7/11/85.

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mug
7/2/85

**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 P1 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-2578

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 sales 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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IDENT. NO. 43-4226

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *[Signature]*

Right Number 43-4226

Applicant ZOLLINGER, Orson J. &/or Donna

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 7/24/85

RECEIVED

[Faint stamp]

Received of the