

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

A. Subcase 29-02612
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
 Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
 Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
 United States Department of Justice
 Environment and Natural Resource Division
 General Litigation Section
 550 West Fort Street, MSC 033
 Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Paul Kendell

Address: 3131 W. Neeley Road; American Falls, Idaho 83211

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached.

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land. Three POUs are only described down to the section and there is BLM in these sections.

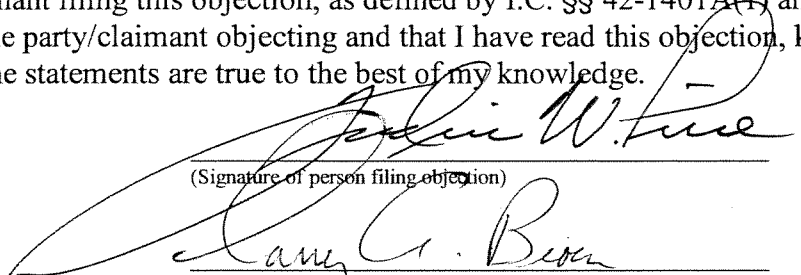
F.

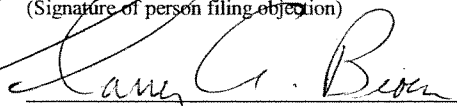
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

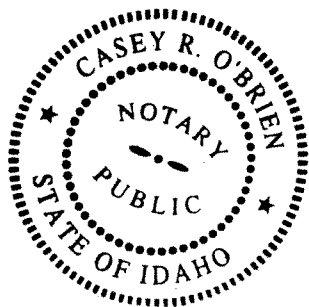
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

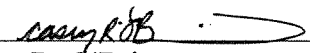
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 11/05/03




Casey R. O'Brien
Notary Public in and for the State of Idaho
Residing at: Nampa, ID.
My Commission Expires: 10-31-2009

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on NOV. 13, 2003, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

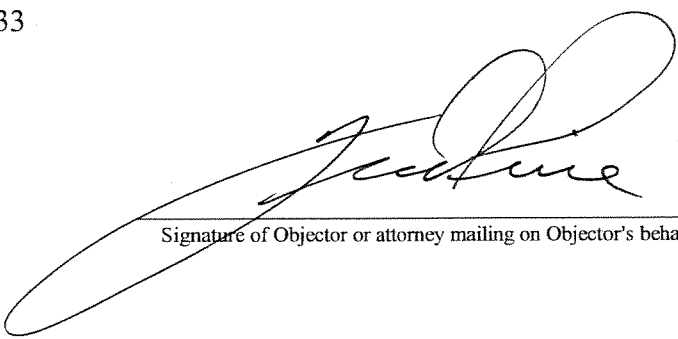
Name: Paul Kendell
Address: 3131 W. Neeley Road; American Falls, Idaho 83211
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

07/10/2003

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-2612

NAME AND ADDRESS: PAUL KENDELL
3131 W NEELEY RD
AMERICAN FALLS ID 83211

-Mixed POU

-The Places of Use listed below
without tract identifiers describes
both Private and Public Lands.
-Clarify the POUs such that it is
clear that only Private Land is intended.

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.020 CFS
604.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 29-2566 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.42 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 896 AF.

PRIORITY DATE: 03/06/1954

POINT OF
DIVERSION: T08S R30E S11 SWSWSW Within POWER County
T08S R30E S11 SESWSE Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3.020 CFS 604.00 AFY

PLACE OF USE: IRRIGATION Within POWER County

T08S R30E S10 <u>BLM/PVT</u> 46.0	T08S R30E S10 Lot 1 3.9
T08S R30E S11 <u>BLM/PVT</u> 22.0	T08S R30E S11 Lot 3 NESW 9.1
T08S R30E S11 Lot 4 NWSW 17.0	T08S R30E S11 SWSW 40.0
T08S R30E S11 SESW 39.0	T08S R30E S14 NWNW 35.0
T08S R30E S15 <u>BLM/PVT</u> 15.0	T08S R30E S15 Lot 1 NENE 6.9

233.9 ACRES TOTAL

-CLARIFY THE PLACES OF USE SUCH THAT IT IS CLEAR THAT ONLY PRIVATE LAND IS INTENDED:

T08S R30E S10 -NO TRACT LISTED BUT COULD BE NESE, SWSE, & SESE
T08S R30E S11 -NO TRACT LISTED BUT COULD BE NWSW & NESW
T08S R30E S15 -NO TRACT LISTED BUT COULD BE NENE & NENE

07/10/2003

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

THE USE OF WATER UNDER THIS RIGHT IS LIMITED TO THE SOUTH SIDE OF
THE SNAKE RIVER.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 151 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO
LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

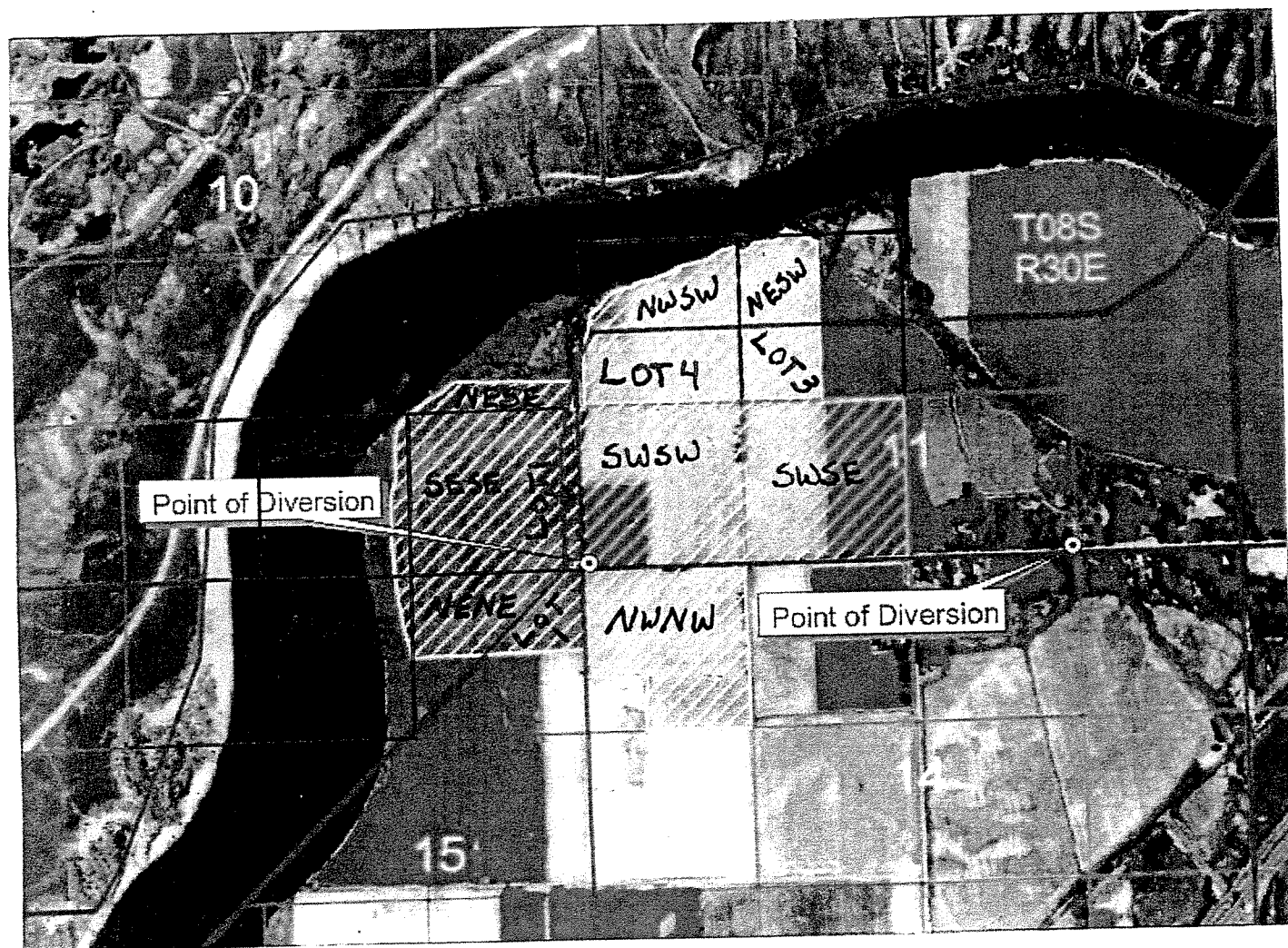
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

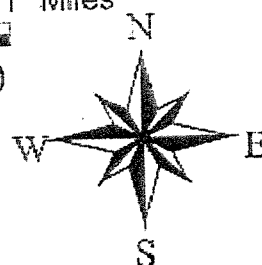


State of Idaho
Department of Water Resources
Eastern Region

Water Rights: 29-2566, 29-2612



1:16000



- Point(s) of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: August 2002

POWER COUNTY 077
BURLEY DISTRICT SEC 3
2

NO 1

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MTP
SUPPL Sec II, 22, 28

[illegible]

BLM O 3/18/1984 Open to Entry Subj to Sec 24 FPA
Per S Res 117 EO 12/2/1910

Sec 11: Lots 7, 8

11 2558 BLM O CI Mult Use, Power County;

Segr from appropriation under DLE, HE, IA, & PS
All unappropriated public land within

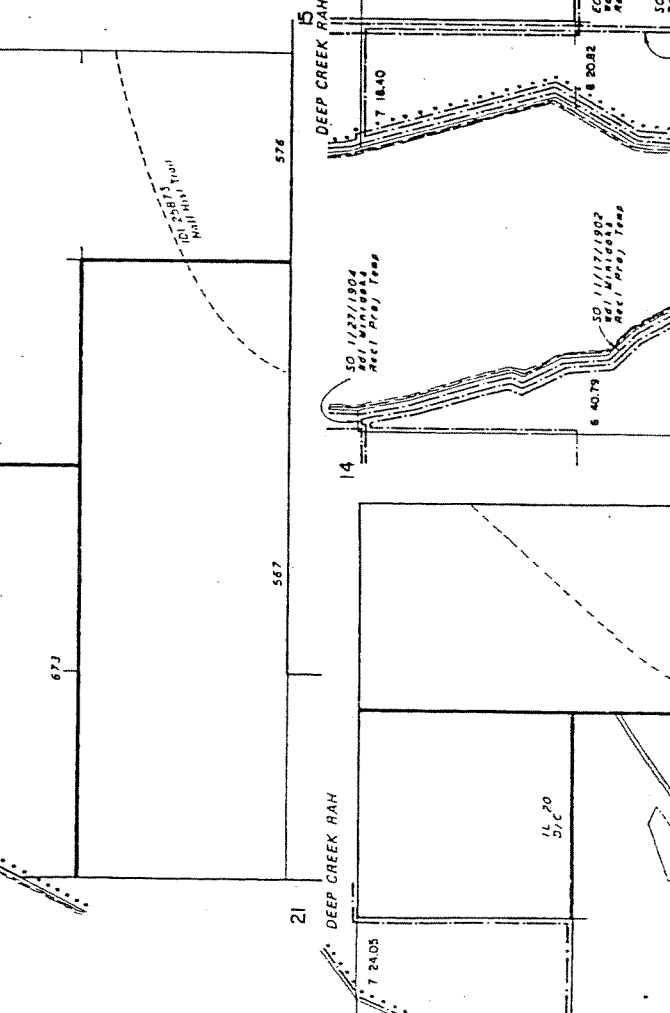
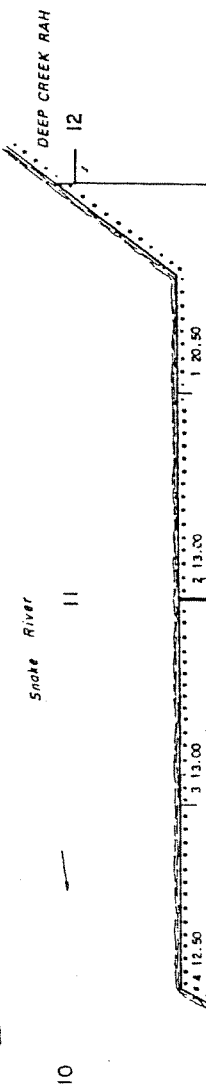
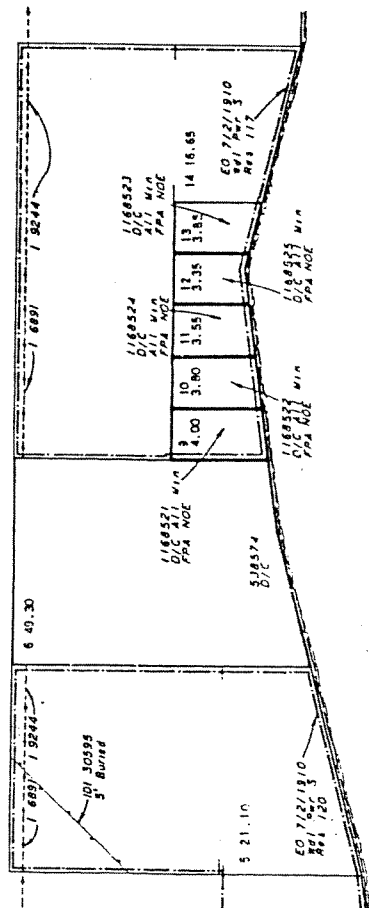
Soc II: Lot 14, N + N + NE +, N + S + N + NE +

Sec 12: Lot 3

101 25873 Nail Hist Trail Hwy 25873, A

Historical information only, does not denote

public access



STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

TS 0305

REF ID: A52074

[illegible]

ALV 5318/1052 Dec 10 1-17 PM '61
per 5318/1052 Dec 10 1-17 PM '61
Sec 11. Lots 7, 8

8-25 5 Feb 1965 17 371012Z
ELW 0 3/18/1965 Open to Entry Subj 10 Sec 3A PEA

Sec 12, Lot 2, SE 1/4,

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1 2546 BLV GCI will Use. Poor County.

SEGR from appropriation under CIL, ME, LA, & OF

DEC 11. LOT 14. 9.3.62. 42. 1.1.2

DEC 12. LOT 3

Cooper, E.A. 566, *Variable Generation by ϕ_{L}*

1880-1881

$$m_{\pi^0} = 137.0359894(21) \text{ MeV}, \quad m_{\pi^\pm} = 139.57061(4) \text{ MeV}, \quad m_{K^0} = 497.611(12) \text{ MeV},$$

$\text{C}_{60}\text{H}_8\text{O}$ $I_{\text{A}} = 33$

[illegible][illegible]

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Case	Year	Age	Sex	Location	Occupation	History	Findings	Diagnosis	Outcome
1	1985	45	M	London	Teacher	Headache, fatigue	Normal	None	Recovered
2	1986	32	F	London	Homemaker	Headache, dizziness	Normal	None	Recovered
3	1987	58	M	London	Engineer	Headache, nausea	Normal	None	Recovered
4	1988	28	F	London	Student	Headache, irritability	Normal	None	Recovered
5	1989	41	M	London	Manager	Headache, stress	Normal	None	Recovered
6	1990	35	F	London	Writer	Headache, anxiety	Normal	None	Recovered
7	1991	52	M	London	Retired	Headache, depression	Normal	None	Recovered
8	1992	25	F	London	Artist	Headache, insomnia	Normal	None	Recovered
9	1993	48	M	London	Lawyer	Headache, stress	Normal	None	Recovered
10	1994	38	F	London	Teacher	Headache, fatigue	Normal	None	Recovered
11	1995	55	M	London	Engineer	Headache, nausea	Normal	None	Recovered
12	1996	29	F	London	Student	Headache, irritability	Normal	None	Recovered
13	1997	43	M	London	Manager	Headache, stress	Normal	None	Recovered
14	1998	33	F	London	Writer	Headache, anxiety	Normal	None	Recovered
15	1999	51	M	London	Retired	Headache, depression	Normal	None	Recovered
16	2000	27	F	London	Artist	Headache, insomnia	Normal	None	Recovered
17	2001	46	M	London	Lawyer	Headache, stress	Normal	None	Recovered
18	2002	36	F	London	Teacher	Headache, fatigue	Normal	None	Recovered
19	2003	54	M	London	Engineer	Headache, nausea	Normal	None	Recovered
20	2004	24	F	London	Student	Headache, irritability	Normal	None	Recovered
21	2005	44	M	London	Manager	Headache, stress	Normal	None	Recovered
22	2006	34	F	London	Writer	Headache, anxiety	Normal	None	Recovered
23	2007	53	M	London	Retired	Headache, depression	Normal	None	Recovered
24	2008	26	F	London	Artist	Headache, insomnia	Normal	None	Recovered
25	2009	47	M	London	Lawyer	Headache, stress	Normal	None	Recovered
26	2010	37	F	London	Teacher	Headache, fatigue	Normal	None	Recovered
27	2011	56	M	London	Engineer	Headache, nausea	Normal	None	Recovered
28	2012	23	F	London	Student	Headache, irritability	Normal	None	Recovered
29	2013	42	M	London	Manager	Headache, stress	Normal	None	Recovered
30	2014	32	F	London	Writer	Headache, anxiety	Normal	None	Recovered
31	2015	50	M	London	Retired	Headache, depression	Normal	None	Recovered
32	2016	22	F	London	Artist	Headache, insomnia	Normal	None	Recovered
33	2017	49	M	London	Lawyer	Headache, stress	Normal	None	Recovered
34	2018	39	F	London	Teacher	Headache, fatigue	Normal	None	Recovered
35	2019	57	M	London	Engineer	Headache, nausea	Normal	None	Recovered
36	2020	21	F	London	Student	Headache, irritability	Normal	None	Recovered
37	2021	41	M	London	Manager	Headache, stress	Normal	None	Recovered
38	2022	31	F	London	Writer	Headache, anxiety	Normal	None	Recovered
39	2023	59	M	London	Retired	Headache, depression	Normal	None	Recovered
40	2024	29	F	London	Artist	Headache, insomnia	Normal	None	Recovered

Author's address: Department of Mathematics, University of California at San Diego, La Jolla, CA 92037, USA.
E-mail: shashank@ucsd.edu

[illegible][illegible][illegible]

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[illegible][illegible][illegible]

Journal of Interpersonal Violence 35(10) 3097–3116
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DOI: 10.1177/0886260520959001
jiv.sagepub.com

Classification	Classification	Classification
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2-11-10 2011

[illegible]

This plot is the Histogram of the $\log_{10}$ and should be used only as a guide to show the form of the data. The data are not normally distributed.

SCALE in CHINESE

1961 12 28 Temp 70N

D/C PPA

777

Township 8 South
Range 30 East
Boise Meridian

766587
D/C

D/C

114555 62.5'

115090 C
BLM O CI
Non Suitable

12/10/1941
Recon US
All Min

19244

19244
16891

16891 IDI 32260 Amdt
Monitor Well

IDI 32260
12.5'

3 34.20 2 28.50

SEE SUPPLEMENTAL
NO 1

D/C

4 34.00

IDI 30595
5' Buried

River

5 21.80

8 22.28

302
Ka
Temp

9 39.03

Snake

10 9.98

12 8.31

13 24.11

29.16

4
a
emp

2 24.50 1924
D/C

567

754
D/C

772
D/C

267425
D/C

IDI 2587
Natl Hist Trce