

**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 29-13423
(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: Jack Hatley

Address: 3417 W. Arimo Road; Arimo, Idaho 83214

Name: Sheldon Hatley

Address: 13589 S. Thacker; Arimo, Idaho 83214

Name: Cheryl Hatley

Address: 13589 S. Thacker; Arimo, Idaho 83214

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: See attached.
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 United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The beginning and ending PODs exclude federal land, but a POU describes federal land. It does not appear the federal land POU is intended.
Remove the POU describing federal land.

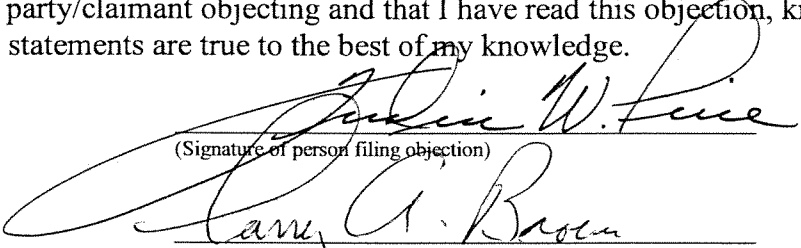
F.

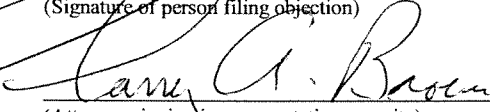
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

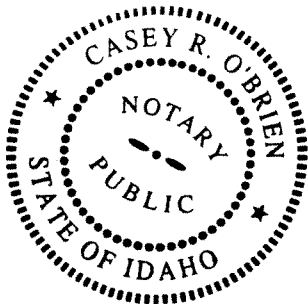
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

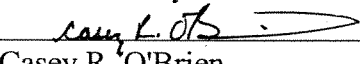
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(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:

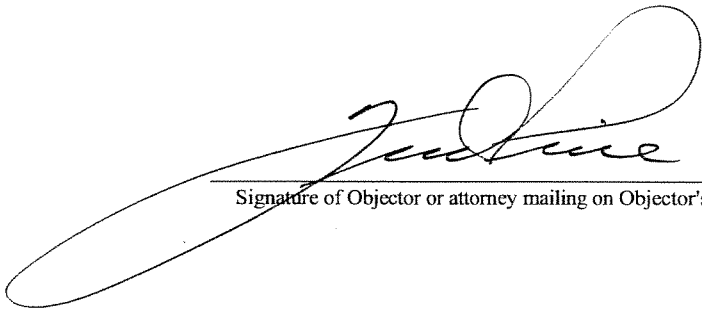
Name: Jack Hatley
Address: 3417 W. Arimo Road; Arimo, Idaho 83214
Name: Sheldon Hatley
Address: 13589 S. Thacker; Arimo, Idaho 83214
Name: Cheryl Hatley
Address: 13589 S. Thacker; Arimo, Idaho 83214
Name:
Address: ;

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: 29-13423
NAME AND ADDRESS: CHERYL HATLEY
13589 S THACKER
ARIMO ID 83214

JACK HATLEY
3417 W ARIMO RD
ARIMO ID 83214

SHELDON HATLEY
13589 S THACKER
ARIMO ID 83214

POU ON BLM

-Remove POU on BLM

SOURCE: GARDEN CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 0.020 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1877

POINT OF
DIVERSION: T10S R35E S12 SENWNE End of Stream Flow Within BANNOCK County
T10S R35E S12 SENENW Begin of Stream Flow Within BANNOCK County
T10S R36E S7 SWNENW End of Stream Flow Within BANNOCK County
T10S R36E S7 SWNWNW Begin of Stream Flow Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

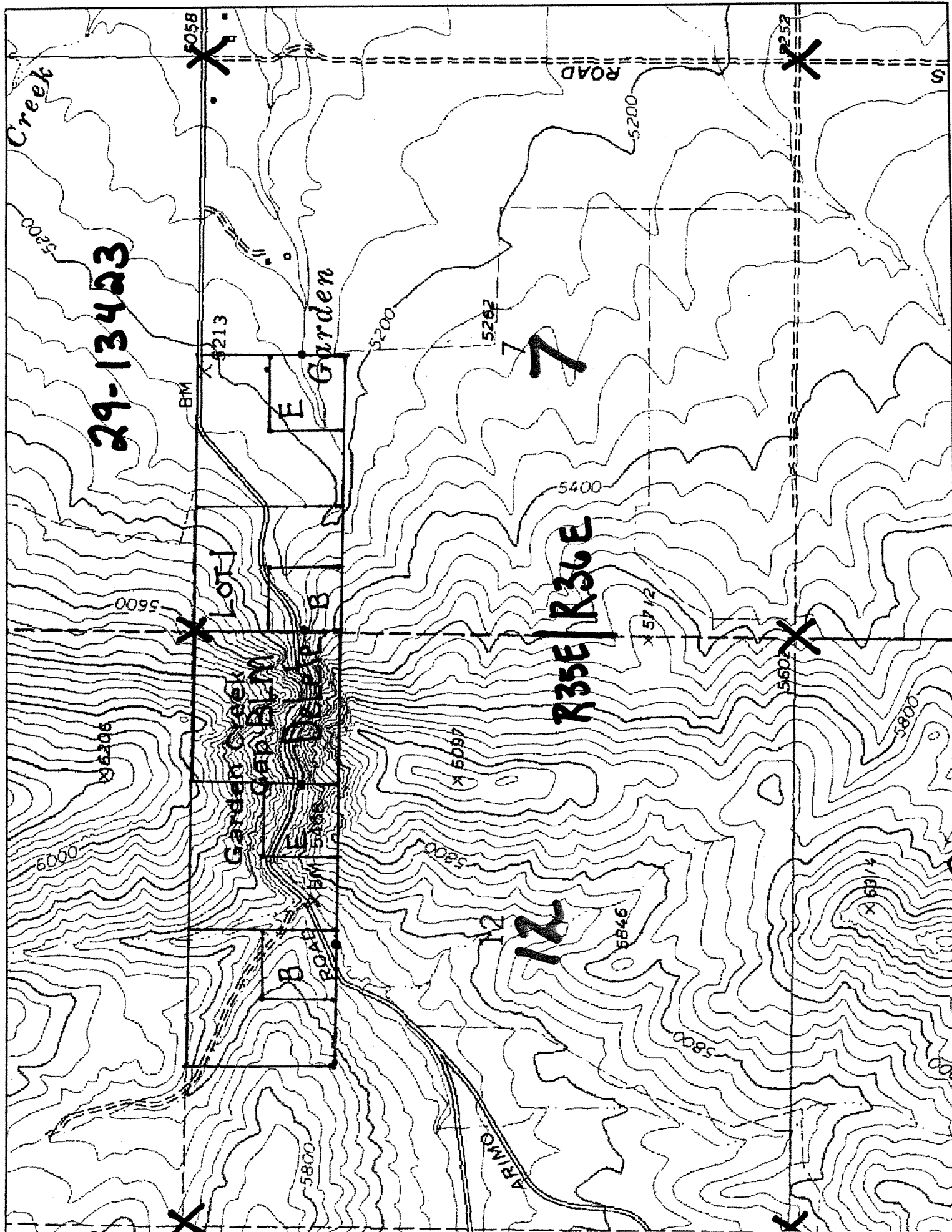
<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BANNOCK County

T10S R35E S12	<u>NENE</u> BLM	T10S R35E S12	NWNE
T10S R35E S12	NENW	T10S R36E S07	NENW
T10S R36E S07 LOT 1 (NWNW) PVT			

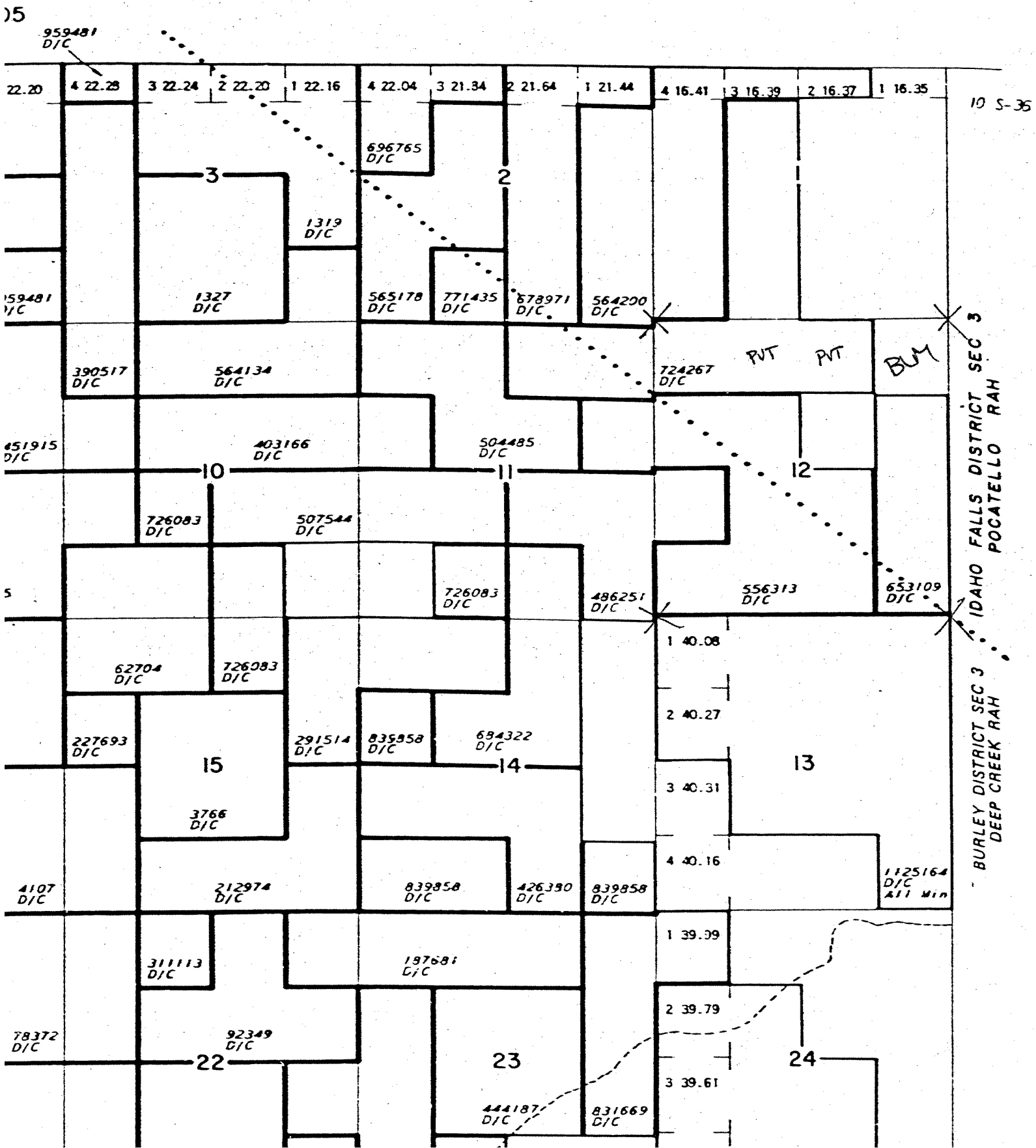
POU on BLM

- The Beginning and Ending Points of Diversion exclude the POU on BLM.**
- The POU on BLM does not appear to be intended.**
- Remove the POU by deletion.**



RANGE 35 EAST OF THE BOISE MERIDIAN, IDAHO

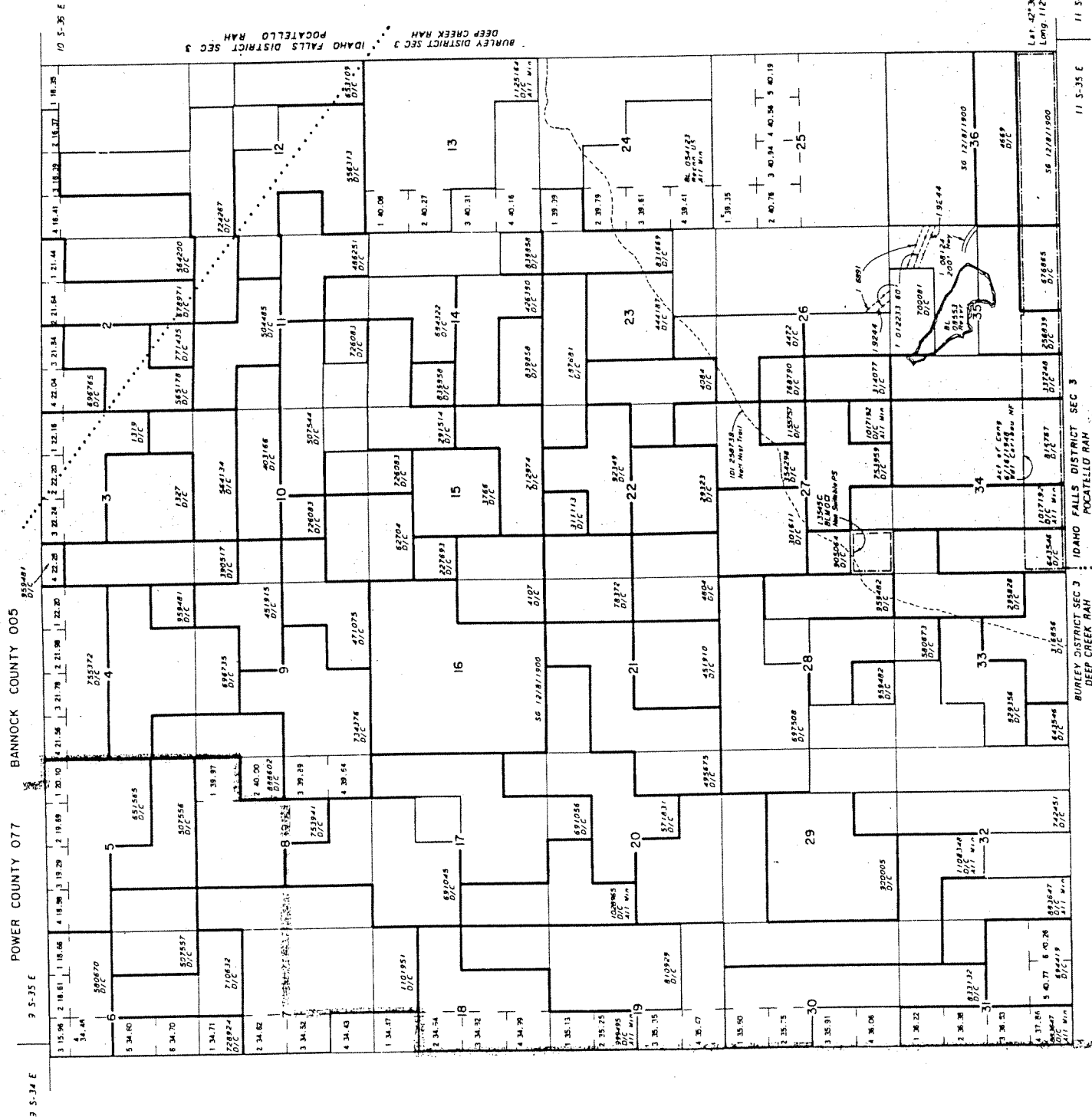
T10S R35E



TOWNSHIP 10 SOUTH RANGE 35 EAST OF THE BOISE MERIDIAN, IDAHO

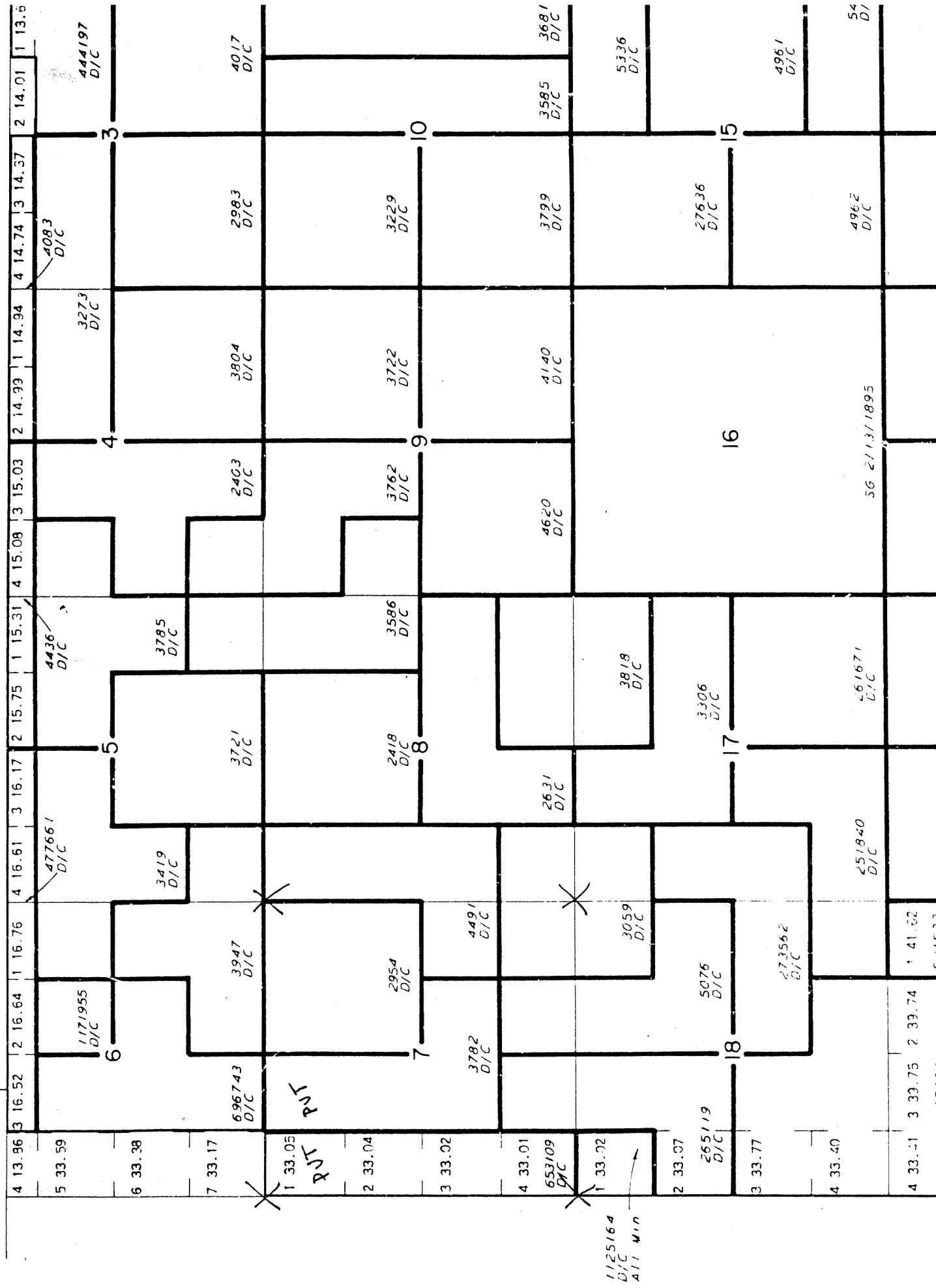
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT



95-56

T105 R36E



Boys: