

**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** 29-13572

(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: Thomas J. Katsilometes

Address: 639 University Drive; Pocatello, Idaho 83201

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: 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 claimant's use of Federal land is unauthorized. Claimant's water right should not include these POUs on federal land.

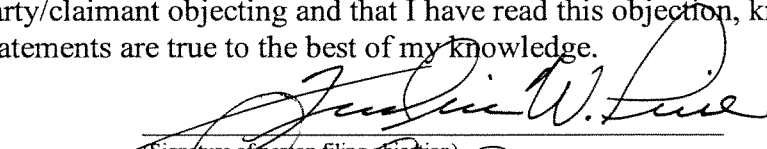
**F.**

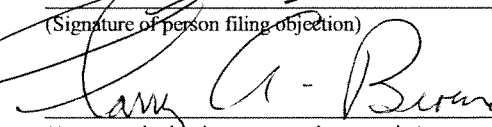
**VERIFICATION (Must be Completed)**

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)

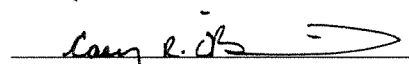
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

  
(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:

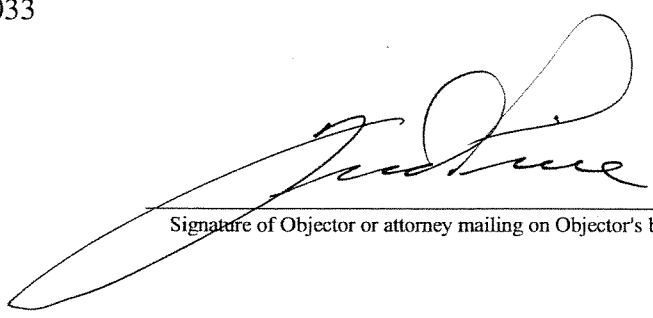
|          |                                              |
|----------|----------------------------------------------|
| Name:    | Thomas J. Katsilometes                       |
| Address: | 639 University Drive; Pocatello, Idaho 83201 |
| Name:    |                                              |
| 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: 29-13572

POUs ON BLM

NAME AND ADDRESS: THOMAS J KATSILOMETES  
639 UNIVERSITY DR  
POCATELLO ID 83201

UNAUTHORIZED USE

**-CLAIMANT IS NOT AUTHORIZED  
TO GRAZE PUBLIC LAND**

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 09/10/1974

POINT OF  
DIVERSION: T06S R35E S26 SENESE Within BANNOCK County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| STOCKWATER     | 01/01 12/31   | 0.040 CFS |
| DOMESTIC       | 01/01 12/31   | 0.040 CFS |

Domestic use is for mobile sheep camp.

PLACE OF USE: STOCKWATER Within BANNOCK County

|                      |            |     |               |            |
|----------------------|------------|-----|---------------|------------|
| <u>T06S R35E S25</u> | NWNE       | BLM | T06S R35E S25 | SWNE ✓     |
| T06S R35E S25        | NWNW ✓     |     | T06S R35E S25 | SWNW ✓     |
| T06S R35E S25        | SENW ✓     |     | T06S R35E S25 | NESW ✓     |
| T06S R35E S25        | NWSW ✓     |     | T06S R35E S25 | SWSW ✓     |
| T06S R35E S25        | SESW ✓     |     | T06S R35E S25 | NESE ✓     |
| T06S R35E S25        | NWSE ✓     |     | T06S R35E S25 | SWSE ✓     |
| T06S R35E S26        | SWNE ✓     |     | T06S R35E S26 | SENE ✓     |
| T06S R35E S26        | NESE ✓     |     | T06S R35E S26 | NWSE ✓     |
| T06S R35E S26        | SWSE ✓     |     | T06S R35E S26 | SESE ✓     |
| <u>T06S R35E S35</u> | NENE       | BLM | T06S R35E S36 | NENW state |
| T06S R35E S36        | NWNW state |     |               |            |

DOMESTIC same as STOCKWATER

**POUs on BLM**

**-THE PLACES OF USE LISTED BELOW ARE ON FEDERAL PUBLIC LAND.**

**-REMOVE THE PLACES OF USE.**

**-THE CLAIMANT IS NOT AUTHORIZED TO GRAZE FEDERAL PUBLIC LAND**

T06S R35E S25 NWNE

T06S R35E S35 NENE

07/10/2003

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

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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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No(s): R3851022400, R3581022500, R3581022616, R3581022617, R3581022619, R3581022620, and R3581022621

Stockwater use is for 2000 sheep.

29-13572

R35E | R36E

BLM  
Delete

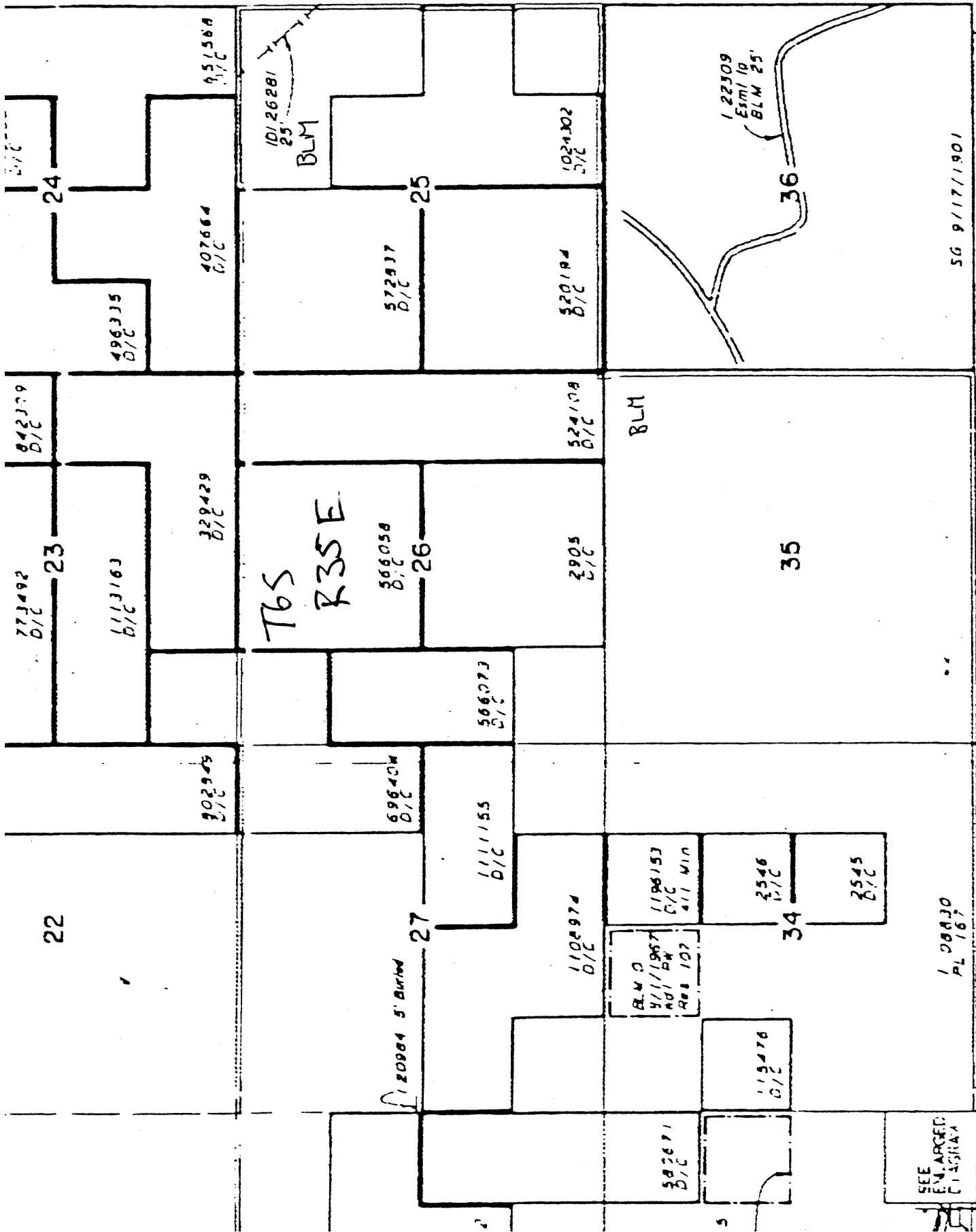
POD

BLM  
Delete

T06S

T07S

P O C A T E L O R A N



Lat 42° 50.9 N  
Long 112° 17.9 W

75-35E

39E-52

## SCALE in Chains

**ATTENTION CHAIRMAN**

# THE NOTATION SHOWS

STATUS OF PUBLIC DOMAIN  
LAND AND MINERAL TITLES

BANNOCK COUNTY 005  
IDAHO FALLS DISTRICT SEC 3  
POCATELLO RAH

95-35 E 95-15 F

MT PLAT

[illegible]

1. CEX Det. W. H. 181, Det. A. Long 7/23/1961;  
conducted 3/16/1961. All PD surface went by BLV

1. 3651, BLW Q.C. Mull Use

General mining laws

Caribou S&I Area

Sac 26, SW 5W 1  
Sac 27, SE 1 SE 1  
Sac 28, NW 1 NW 1

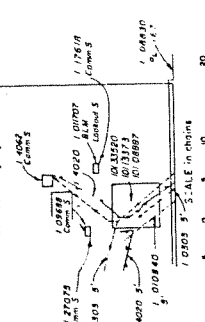
PX MO (g US NOE n/c order issues  
Sec 35. 5W4NW4 NW4 SW4

1 19474 SINGB ACT 111150Z  
Sec 4: NE1/4SE1/4  
Sec 10: NW1/4NE1/4 SE1/4NW1/4 NE1/4SW1/4

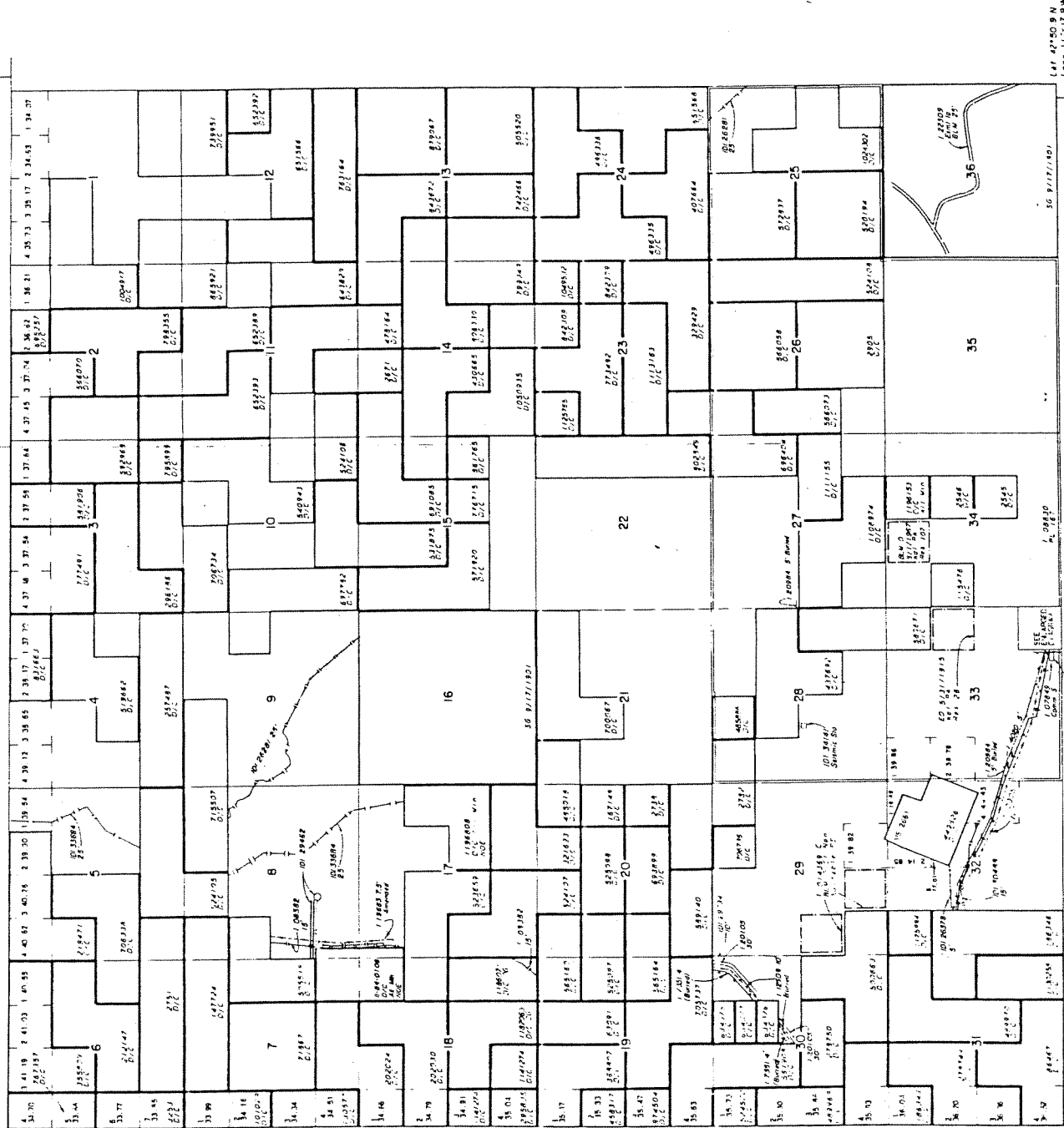
NEI/4SE1/4  
Sec 111 NH1/4SW1/4, SW1/4NE1/4

Spec 25: "N172NE1/4, SE1/4NE1/4, SE1/4SE1/4  
T12S, R12E, S12W"

ENLARGED DIAGRAM  
Sec 33. SEISEI



FOR ORDERS EFFECTING DISPOSAL OR USE OF  
UNIDENTIFIED LANDS REFER TO INDEX OF  
MISCELLANEOUS DOCUMENTS

[illegible]

SCALE in Chains

10 20 30 40

**WARNING STATEMENT**  
This plot is the Bureau's Record of File and should be used

IF NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST  
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE