

**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     | ) | Subcase No. <u>see Attachment A</u>  |
|                | ) |                                      |
|                | ) | (City of Pocatello's 22 water rights |
| Case No. 39576 | ) | served by an interconnected          |
|                | ) | network of 23 wells)                 |
|                | ) |                                      |
|                | ) | <b>STANDARD FORM 1</b>               |
|                | ) | <b>OBJECTION</b>                     |
|                | ) |                                      |

**NAME AND ADDRESS OF PERSON OBJECTING:**

Name: City of Pocatello, a municipal corporation  
Address: P. O. Box 4169  
Pocatello, ID 83205

Daytime Phone: 208-232-4311

Name & Address of Attorney, if any:  
Josephine P. Beeman, ISB # 1806  
409 W. Jefferson St.  
Boise, Idaho 83702  
(208) 331-0950

**CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT:**

Name: City of Pocatello  
Address: P. O. Box 4169  
Pocatello, ID 83205

I object to the following elements as recommended in the Director's Report:

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: See "Reasons supporting objections" below.
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: \_\_\_\_\_
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.

**REASONS SUPPORTING OBJECTION(S):**

The interconnected network of wells should include 23 points of diversion, serving 22 water rights (rights 29-2274, 29-2338, 29-2401, 29-2499, 29-4221, 29-4223, 29-4224, 29-4225, 29-4226, 29-7106, 29-7322, 29-7375, 29-7782, 29-11339, 29-11348, 29-13558, 29-13559, 29-13560, 29-13561, 29-13562, 29-13637, 29-13639):

T06S R34E S14 NWNW Within BANNOCK County

T06S R34E S15 NWNE Within BANNOCK County

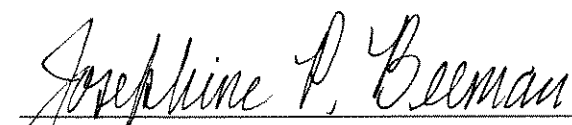
T06S R34E S15 NENW Within BANNOCK County  
T06S R34E S15 NESE Within BANNOCK County  
T06S R34E S15 NESE Within BANNOCK County  
T06S R34E S16 NENE Within BANNOCK County  
T06S R34E S23 NWNE Within BANNOCK County  
T06S R34E S23 SWNE Within BANNOCK County  
T06S R34E S23 SENW Within BANNOCK County  
T06S R34E S23 NESW Within BANNOCK County  
T06S R34E S26 NENW Within BANNOCK County  
T06S R34E S26 SWSE Within BANNOCK County  
T06S R34E S35 NWNE Within BANNOCK County  
T06S R34E S35 SENE Within BANNOCK County  
T06S R34E S35 NWSE Within BANNOCK County  
T07S R34E S1 NWNE Lot 2 Within BANNOCK County  
T07S R34E S1 SWNE Within BANNOCK County  
T07S R34E S1 NESE Within BANNOCK County  
T07S R34E S1 SESE Within BANNOCK County  
T07S R35E S6 NWSE Within BANNOCK County  
T07S R35E S7 NESW Within BANNOCK County  
T07S R35E S18 SENE Within BANNOCK County  
T07S R35E S16 SWSW Within BANNOCK County (well #44)

**VERIFICATION**

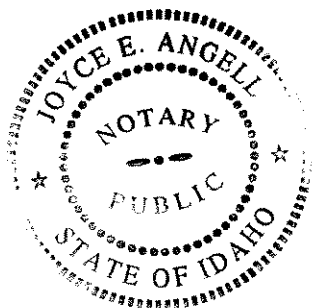
State of Idaho                     )  
                                          ) ss.  
County of Ada                    )

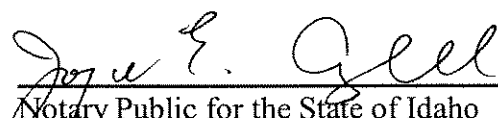
Josephine P. Beeman, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(i) 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.

  
\_\_\_\_\_  
Josephine P. Beeman  
Beeman & Associates, P.C.  
Attorneys for the City of Pocatello

Subscribed and sworn to before me on: November 14, 2003



  
\_\_\_\_\_  
Notary Public for the State of Idaho  
Residing at: Boise, Idaho  
My Commission Expires: July 29, 2008

## CERTIFICATE OF MAILING

I certify that on November 14, 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:

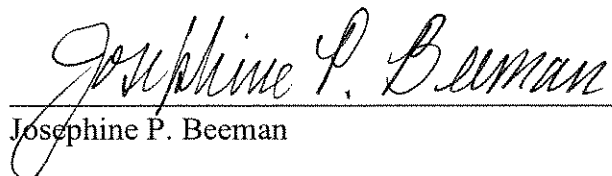
Name: City of Pocatello  
Address: P. O. Box 4169  
Pocatello, ID 83201

3. Copies to:

IDWR Document Depository  
PO 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

  
\_\_\_\_\_  
Josephine P. Beeman

Attachment A

29-2274  
29-2338  
29-2401  
29-2499  
29-4221  
29-4223  
29-4224  
29-4225  
29-4226  
29-7106  
29-7322  
29-7375  
29-7782  
29-11339  
29-11348  
29-13558  
29-13559  
29-13560  
29-13561  
29-13562  
29-13637  
29-13639

# BEEMAN & ASSOCIATES, P.C.

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409 West Jefferson Street  
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Fax (208) 331-0954  
[office@beemanlaw.com](mailto:office@beemanlaw.com)

November 14, 2003

*Via Facsimile (208) 736-2121  
and U.S. Mail*

Diana Delaney, Chief Deputy Clerk  
Snake River Basin Adjudication  
253 Third Avenue, North  
Twin Falls, ID 83301

RECEIVED  
NOV 18 2003  
Department of Water Resources

Re: Objections to Director's Report for Irrigation and Other Water Rights in Basin 29

Dear Ms. Delaney:

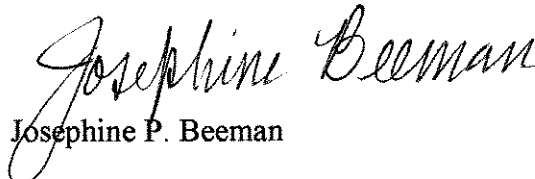
The City of Pocatello is filing objections to 40 water rights listed in the Director's Report for Irrigation and Other Water Rights in Basin 29.

We enclose a chart listing these 40 water rights and the grounds for objections to each. The bolding and notes on the chart explain which water rights are affected by the six group objections and which are affected by the 16 individual water right objections. We hope that this chart facilitates the court's handling of these objections.

The originals and copies for the court to conform have been sent by courier. Please call if we can be of additional help or answer questions. Thank you for your assistance in these matters.

Sincerely,

BEEMAN & ASSOCIATES, P.C.

  
Josephine P. Beeman

JPB:ja  
cc: City of Pocatello  
IDWR Document Depository  
US Department of Justice  
Office of Attorney General  
Enclosure  
Z:\1776\Obj\5998

CITY OF POCATELLO OBJECTIONS FILED NOVEMBER 13, 2003

|          | General Provisions | Municipal POU | Provisions Necessary | Correct Inter-connection | Accomplished Transfer | Point of Diversion (Surface) | Name and address | Source | Quantity | Priority Date | Points of Diversion | Instream Flow | Purpose of Use | Period of Year | Place of Use |
|----------|--------------------|---------------|----------------------|--------------------------|-----------------------|------------------------------|------------------|--------|----------|---------------|---------------------|---------------|----------------|----------------|--------------|
| 29 271   | X                  | X             |                      |                          |                       | X                            |                  |        |          |               |                     |               |                |                |              |
| 29 272   | X                  | X             |                      |                          |                       | X                            |                  |        |          |               |                     |               |                |                |              |
| 29 273   | X                  | X             |                      |                          |                       | X                            |                  |        |          |               |                     |               |                |                |              |
| 29 2274  | X                  | X             |                      | X                        | X                     |                              |                  |        |          |               |                     |               |                |                |              |
| 29 2338  | X                  | X             |                      | X                        | X                     |                              |                  |        |          |               |                     |               |                |                |              |
| 29 2354  | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 2392  | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 2401  | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 2499  | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 4221  | X                  | X             | X                    | X                        |                       |                              |                  |        |          | X             |                     |               |                |                |              |
| 29 4222  | X                  | X             |                      |                          |                       | X                            |                  |        | X        |               |                     |               |                |                |              |
| 29 4223  | X                  | X             | X                    | X                        |                       |                              |                  |        | X        |               |                     |               |                |                |              |
| 29 4224  | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 4225  | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 4226  | X                  | X             | X                    | X                        |                       |                              |                  |        | X        |               |                     |               |                |                |              |
| 29 7106  | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 7118  | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               | X              |                | X            |
| 29 7119  | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               | X              |                | X            |
| 29 7222  | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 7322  | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 7375  | X                  | X             |                      | X                        | X                     |                              |                  |        |          |               |                     |               |                |                |              |
| 29 7431  | X                  | X             |                      |                          |                       |                              |                  |        | X        |               |                     |               | X              |                | X            |
| 29 7450  | X                  | X             | X                    |                          |                       |                              |                  |        |          |               | X                   |               |                |                |              |
| 29 7502  | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 7770  | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               | X              |                | X            |
| 29 7782  | X                  | X             |                      | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 11339 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 11344 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               | X                   |               |                |                |              |
| 29 11348 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 11609 |                    |               |                      |                          |                       |                              |                  |        |          |               | X                   |               | X              |                | X            |
| 29 12877 |                    |               |                      |                          |                       |                              | X                | X      | X        | X             | X                   | X             | X              | X              | X            |
| 29 13558 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 13559 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 13560 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 13561 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 13562 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 13636 | X                  | X             |                      |                          |                       |                              |                  |        |          |               |                     |               |                |                |              |
| 29 13637 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               |                     |               |                |                | X            |
| 29 13638 | X                  | X             | X                    | X                        |                       |                              |                  |        |          |               | X                   |               |                |                |              |
| 29 13639 | X                  | X             | X                    | X                        | X                     |                              |                  |        |          | X             |                     |               |                |                |              |

Note 1: Six group objections affect multiple water rights (objections in bold).

Note 2: Sixteen objections are to individual water rights (water right numbers in bold).