

RECEIVED

JAN 31 2003

Department of Water Resources

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 63-15153

(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: Baumhoff and Co.

Address: 5150 Montecito Place; Boise, Idaho 83704

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.

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:

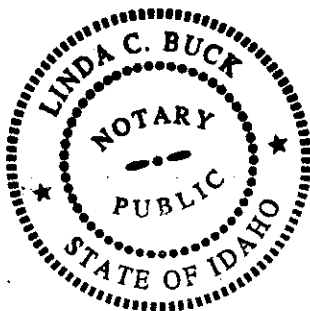
(Name of person filing objection)

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.

Fredric W. Price
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: January 30, 2003



Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

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.



CERTIFICATE OF MAILING

I certify that on January 30, 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: Baumhoff and Co.

Address: 5150 Montecito Place; Boise, Idaho 83704

Name:

Address:

Name:

Address:

Name:

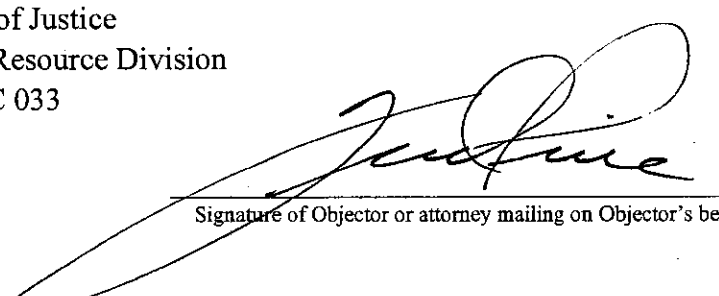
Address:

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

09/24/2002

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

RIGHT NUMBER: 63-15153
NAME AND ADDRESS: BAUMHOFF AND CO
5150 MONTECITO PL
BOISE ID 83704

MIXED OWNERSHIP

-THE POURS IDENTIFIED BELOW CONTAIN
BOTH PRIVATE AND PUBLIC LANDS.

-CLARIFY THE POURS SUCH THAT IT IS CLEAR
THAT ONLY PRIVATE LAND IS INTENDED.

SOURCE: GRANITE CREEK
WOOF CREEK

TRIBUTARY: GRIMES CREEK
TRIBUTARY: GRANITE CREEK

QUANTITY: 2.000 CFS
50.00 AFY

PRIORITY DATE: 04/04/1936

POINT OF
DIVERSION:

T06N R05E S7 SWSWNW End of Stream Flow Within BOISE County
T07N R04E S14 NWNESE Begin of Stream Flow Within BOISE County
T07N R04E S15 SWSESW Begin of Stream Flow Within BOISE County
T07N R04E S23 NWNWSE End of Stream Flow Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION FROM STORAGE	01/01 12/31	50.00 AFY
FIRE PROTECTION STORAGE	01/01 12/31	50.00 AFY
MINING	03/01 12/31	2.000 CFS

PLACE OF USE:

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

FIRE PROTECTION STORAGE Within BOISE County

T07N R04E S22	NWNE	T07N R04E S22	SWNE
T07N R04E S22	NESE	T07N R04E S23	SESW

MINING Within BOISE County

T06N R04E S01	NENE	T06N R04E S01	SENE
T06N R04E S01	NESE	T06N R04E S12	NENE
T06N R04E S12	SENE	T06N R05E S06	NWNW
T06N R05E S06	NWSW	T06N R05E S06	SWSW
T06N R05E S07	SWNW	<u>T07N R04E S14</u>	<u>NESE</u>
T07N R04E S14	NWSE	<u>T07N R04E S14</u>	<u>SWSE</u>
T07N R04E S15	SESW	T07N R04E S22	NWNE
T07N R04E S22	SWNE	T07N R04E S22	SENE
T07N R04E S22	NENW	T07N R04E S22	NESE
T07N R04E S23	NWNE	T07N R04E S23	SWNE
T07N R04E S23	SESW	T07N R04E S23	NESW
T07N R04E S23	NWSW	T07N R04E S23	SESW
T07N R04E S23	NWSE	T07N R04E S23	SWSE
T07N R04E S25	NESW	T07N R04E S25	NWSW
T07N R04E S25	NWSE	T07N R04E S25	SWSE
T07N R04E S26	NWNE	T07N R04E S26	SWNE
T07N R04E S26	SENE	T07N R04E S26	NESE
T07N R04E S36	NENE	T07N R04E S36	SENE
T07N R04E S36	NESE	T07N R04E S36	SESE

BLM/PVT

BLM/PVT

★ FIRE PROTECTION FROM STORAGE same as MINING ★

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 - Beneficial Use

THE FIRE PROTECTION FROM STORAGE PLACE OF USE IS THE AREA ADJACENT TO THE FIRE PROTECTION STORAGE PONDS,

THE FOLLOWING LIMITING LANGUAGE PLACED UNDER POU WOULD RESOLVE BLM'S OBJECTION TO POU;

THE USE OF WATER UNDER THIS RIGHT WITHIN THE NESE, S14, T07N, R04E, IS LIMITED TO MINERAL SURVEY 1293 AND MINERAL SURVEY 1294.

THE USE OF WATER UNDER THIS RIGHT WITHIN THE SWSE, S14, T07N, R04E, IS LIMITED TO MINERAL SURVEY 1294.

OR

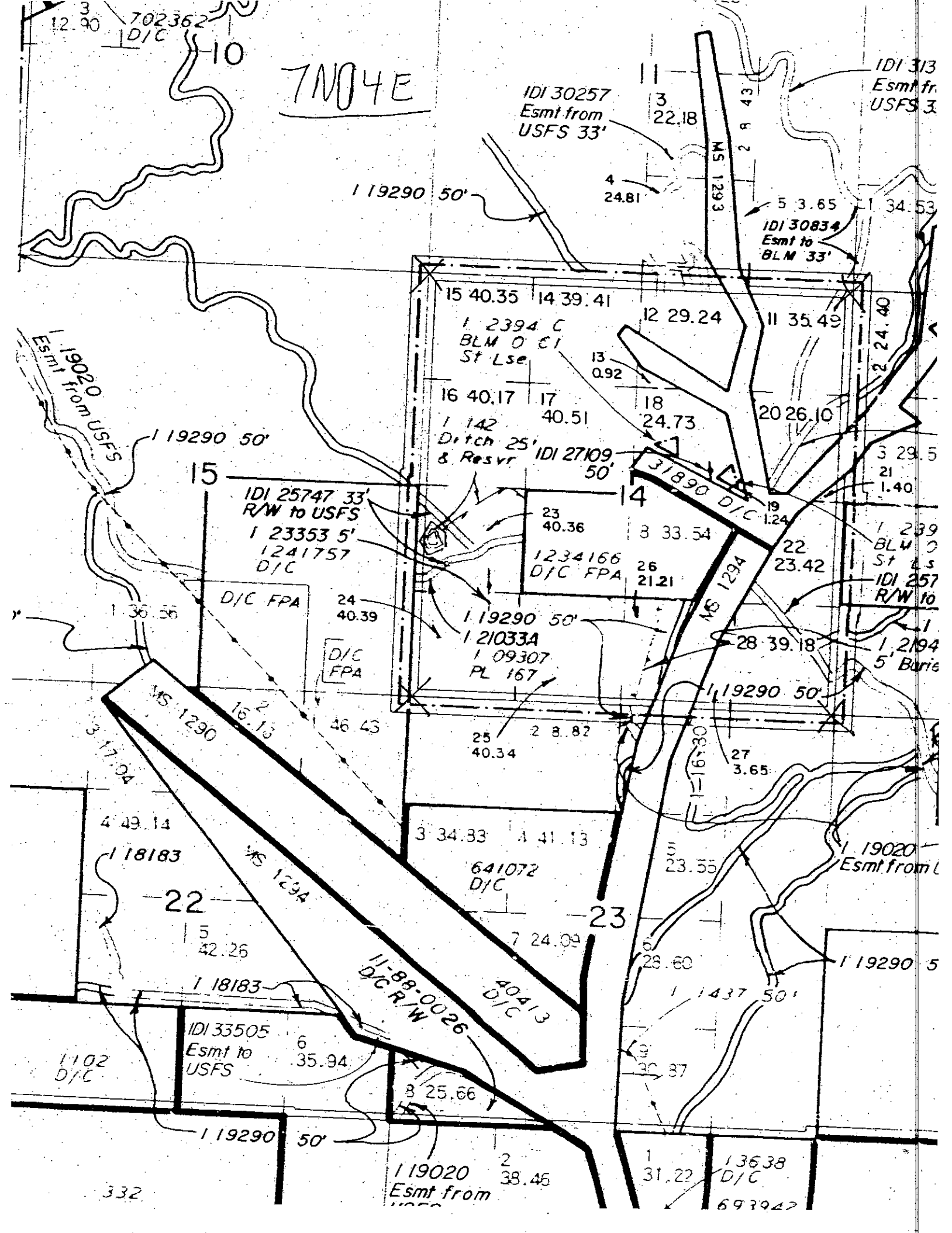
THE FOLLOWING LIMITING LANGUAGE PLACED UNDER POU WOULD RESOLVE BLM'S OBJECTION TO POU;

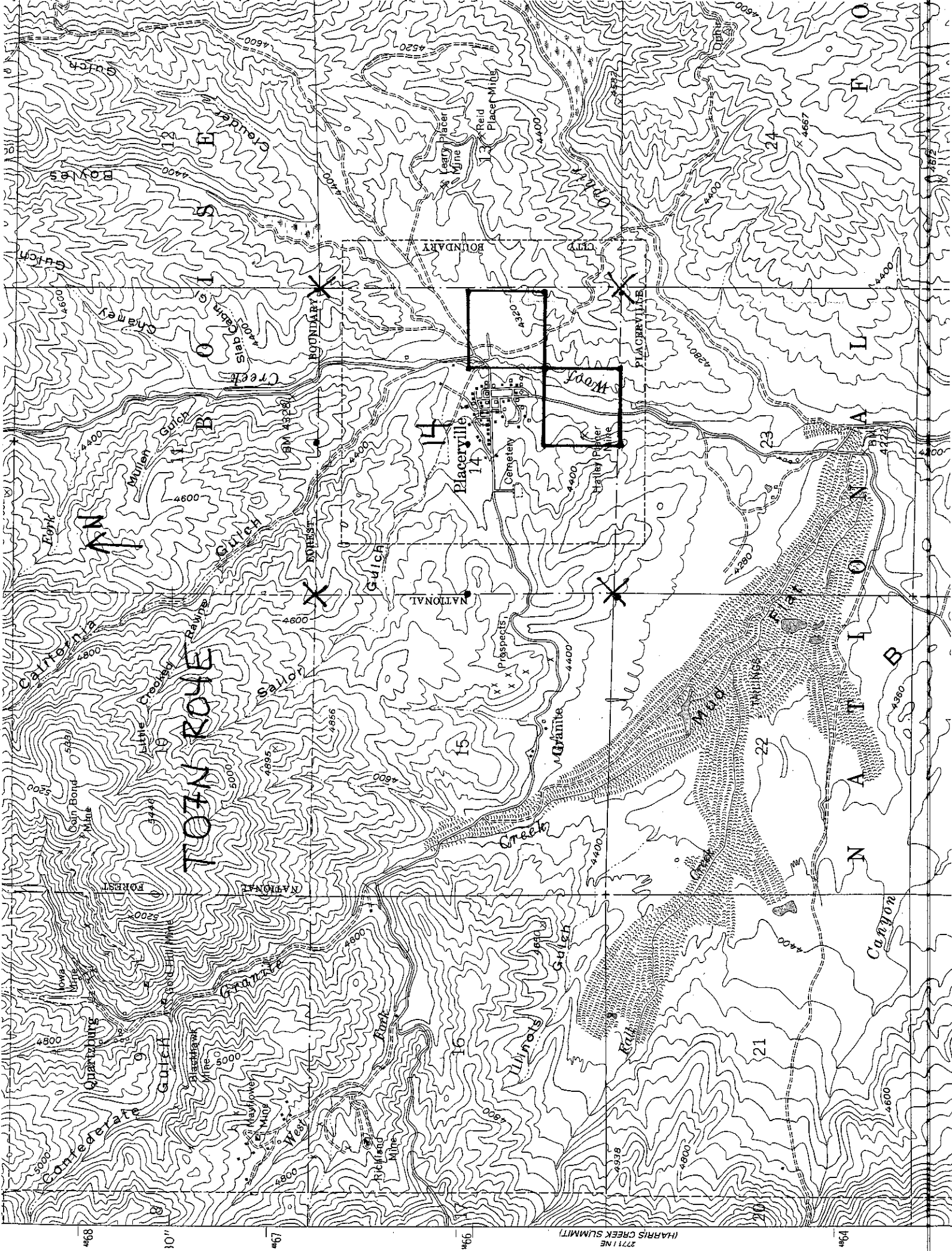
THE USE OF WATER UNDER THIS RIGHT WITHIN THE NESE, AND SWSE, S14, T07N, R04E, DOES NOT INCLUDE A USE ON FEDERAL PUBLIC LAND.

63-15153 ATTACHMENT #1

BLM
MASTER TITLE PLAT (MTP)

T07N R04E





TO 7N RO 4E

(HARRIS CREEK SUMMIT)
2771 ± NE

63-15153 ATTACHMENT #2

USGS
7.5 QUAD

T07N R04E