



**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. A remark could be included under the place of use (POU) element that reads: "The use of water under this right does not include a use on federal public 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)

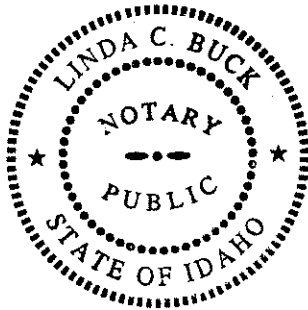
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

*Fredric W. Price*  
(Signature of person filing objection)

*Larry A. Brown*  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: January 4, 2005

*Linda C. Buck*  
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.

### G. CERTIFICATE OF MAILING

I certify that on Jan. 5<sup>FWT</sup>, 2005, 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: Carl F. and Barbara V. Austin  
Address: P.O. Box 93; Oakley, ID. 83346

Name:  
Address: ;

Name:  
Address: ;

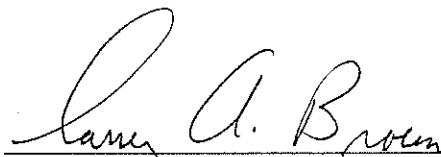
Name:  
Address: ;

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

08/24/2004

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

RIGHT NUMBER: 45-7173A  
NAME AND ADDRESS: BARBARA V AUSTIN  
PO BOX 93  
OAKLEY ID 83346  
CARL F AUSTIN  
PO BOX 93  
OAKLEY ID 83346

-Mixed POU

-The place of use identified below contains both private and public land.  
-Clarify the POU such that it is clear that only private land is intended.

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.180 CFS  
76.50 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 752.5 AF. COMBINED RIGHT NOS.: 45-7173A, 45-10248, & 45-13648.

USE OF THIS RIGHT WITH RIGHT NO. 45-13648 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.11 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 6.7 AF FOR STOCKWATER USE AND A TOTAL COMBINED DIVERSION RATE OF 0.04 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1.2 AF FOR DOMESTIC USE.

PRIORITY DATE: 04/02/1974

POINT OF DIVERSION: T15S R22E S30 NENWNW Lot 1 Within CASSIA County BLM

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	0.180 CFS
		76.50 AFY
STOCKWATER	01/01 12/31	0.110 CFS
DOMESTIC	01/01 12/31	6.70 AFY
		0.040 CFS
		1.20 AFY

✓ = Pvt PVT PVT/BLM = Split Ownership

PLACE OF USE: IRRIGATION Within CASSIA County

T15S R21E S25	NENE	5.0 ✓	T15S R21E S25	NWNE	13.0 ✓
T15S R21E S25	SWNE	24.0 ✓	T15S R21E S25	SENE	15.0 ✓
T15S R21E S25	SENE	6.0 ✓	T15S R21E S25	NESW	11.0 ✓
T15S R21E S25	<u>SESW</u>	6.0 PVT/BLM	T15S R21E S25	NESE	21.0 ✓
T15S R21E S25	NWSE	27.0 ✓	T15S R21E S25	SWSE	30.0 ✓
T15S R21E S25	SESE	35.0 ✓	T15S R21E S36	NENE	22.0 ST

STOCKWATER Within CASSIA County

THE USE OF WATER UNDER THIS RIGHT DOES NOT INCLUDE A USE ON FEDERAL PUBLIC LAND.

08/24/2004

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

---

T15S R21E S25	NENE ✓	T15S R21E S25	NWNE ✓
T15S R21E S25	SWNE ✓	T15S R21E S25	SENE ✓
T15S R21E S25	SENE ✓	T15S R21E S25	NESW ✓
T15S R21E S25	SESW PVT/BLM	T15S R21E S25	NESE ✓
T15S R21E S25	NWSE ✓	T15S R21E S25	SWSE ✓
T15S R21E S25	SESE ✓	T15S R21E S36	NENE ST
<u>DOMESTIC Within CASSIA County</u>			
T15s R21e S25	SENE ✓		

215 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 215 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 45-151, 45-7173A, 45-10248, & 45-13648.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 194 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

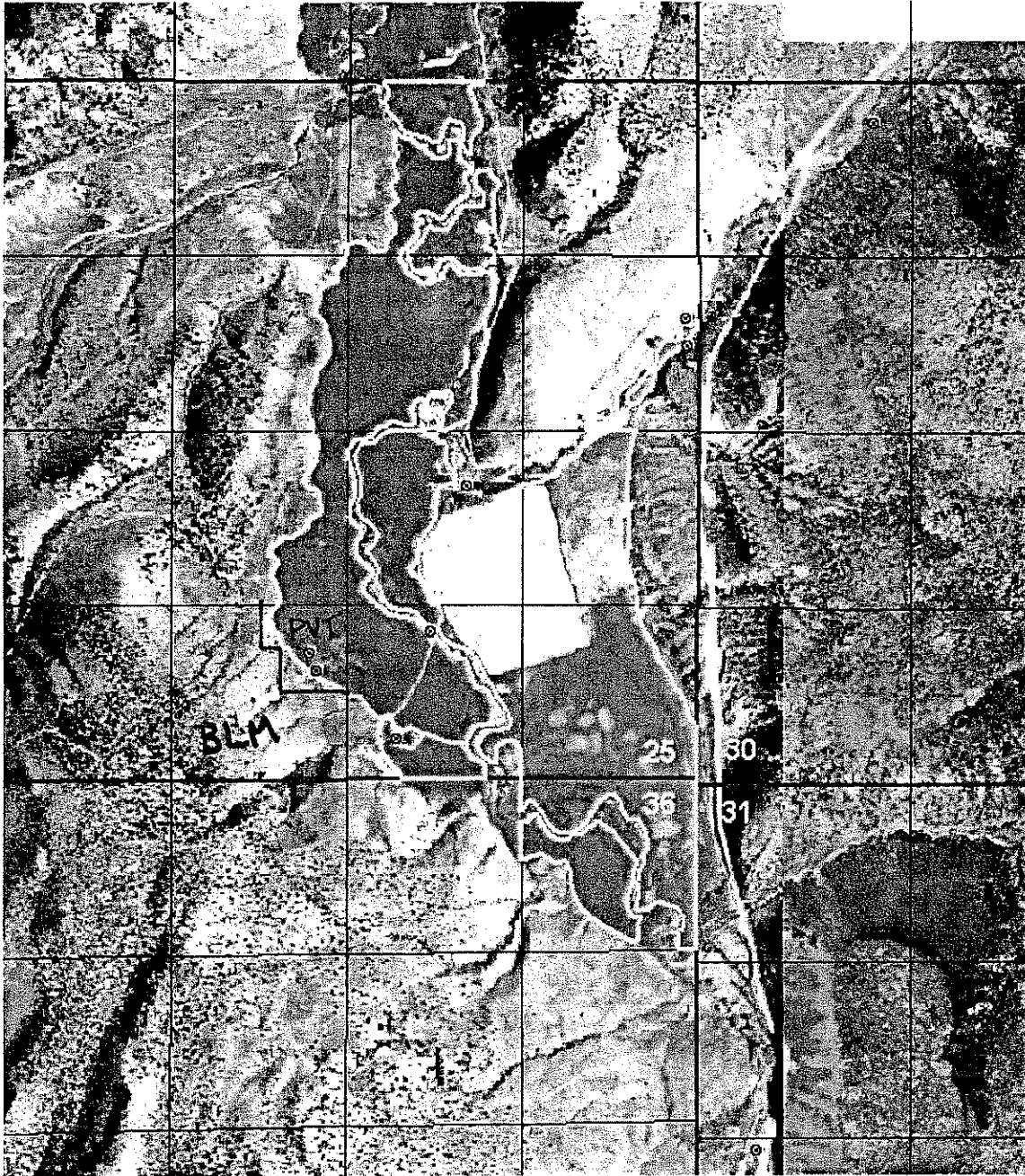
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

Idaho Department of Water Resources

45-151, 45-7173A, ~~45-7451~~, & 45-10248



0 1320 2640 3960 Feet



RECOMMENDED PLACE OF USE  
DATA ENTRY ON OCT. 29, 2002  
TWP 15S, RNG 21E, SEC. 25 & 36



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation  
1987/1988 Napp Photography  
Prepared by Jeanie Robertson

