

**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** 45-11020  
(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: Craig S. Hawker  
Address: 2014 S 50E; Oakley, ID. 83346-8705

Name: R O Jones & Sons, Inc.  
Address: P.O. Box 137; Almo, ID. 83346-8705

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: See attached.
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):**

There is no evidence that the claimant, or his predecessors, satisfied the test for a valid appropriation of water, where point(s) of diversion and/or place(s) of use are designated on federal public land. The claimant does not have a valid water right with the elements claimed and should not include PODs and POUs describing 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.

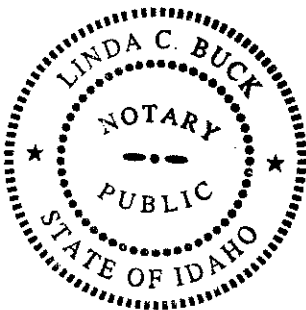
*Fredric W. Price*  
(Signature of person filing objection)

*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 Jun. 5<sup>FWP</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:

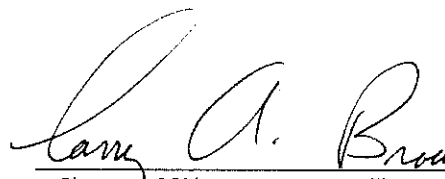
Name: Craig S. Hawker  
Address: 2014 S 50E; Oakley, ID. 83346-8705  
Name: R O Jones & Sons, Inc.  
Address: P.O. Box 137; Almo, ID. 83346-8705  
Name:  
Address: ;  
Name:  
Address: ;

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: 45-11020  
NAME AND ADDRESS: R O JONES & SONS INC  
PO BOX 137  
ALMO ID 83312  
  
CRAIG S HAWKER  
2014 S 50 E  
OAKLEY ID 83346-8705

PODs & POU's on BLM

SOURCE: BLUE HILL CREEK  
EMERY CREEK  
GRANITE CREEK  
SPRING  
UNNAMED STREAM  
  
TRIBUTARY: GOOSE CREEK  
TRIBUTARY: GOOSE CREEK  
TRIBUTARY: BIRCH CREEK  
TRIBUTARY: SINKS  
TRIBUTARY: BLUE HILL CREEK

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

PRIORITY DATE: 04/01/1879

POINT OF  
DIVERSION:

T16S R22E S8 SESWNE End of Stream Flow Within CASSIA County  
T16S R22E S9 NWNWSW Begin of Stream Flow Within CASSIA County  
T16S R22E S15 SENENW Begin of Stream Flow Within CASSIA County  
T16S R22E S15 NENESE Begin of Stream Flow Within CASSIA County  
T16S R22E S17 NESWNE End of Stream Flow Within CASSIA County  
T16S R22E S17 NENWSW End of Stream Flow Within CASSIA County  
T16S R22E S17 NENWSW End of Stream Flow Within CASSIA County  
T16S R22E S20 NWNWNE End of Stream Flow Within CASSIA County  
T16S R22E S20 SWNWNE End of Stream Flow Within CASSIA County  
T16S R22E S20 NESENE Begin of Stream Flow Within CASSIA County  
T16S R22E S20 SESENE Within CASSIA County  
T16S R22E S20 NESESE Begin of Stream Flow Within CASSIA County  
T16S R22E S21 NWNWSE End of Stream Flow Within CASSIA County  
T16S R22E S22 NESWSW End of Stream Flow Within CASSIA County  
T16S R22E S23 NWNENW Begin of Stream Flow Within CASSIA County  
T16S R22E S23 NWNESW Begin of Stream Flow Within CASSIA County  
T16S R22E S27 NENENE Begin of Stream Flow Within CASSIA County  
T16S R22E S27 NWNESW Within CASSIA County  
T16S R22E S27 SWSESW Begin of Stream Flow Within CASSIA County  
T16S R22E S27 NENESE Within CASSIA County  
T16S R22E S27 NENESE Begin of Stream Flow Within CASSIA County

ALL  
ON BLM

08/24/2004

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

T16S R22E S28 NWNWNW End of Stream Flow Within CASSIA County  
T16S R22E S28 SESENW End of Stream Flow Within CASSIA County  
T16S R22E S29 SESWNW End of Stream Flow Within CASSIA County  
T16S R22E S33 NENENW Begin of Stream Flow Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| STOCKWATER     | 01/01 12/31   | 0.020 CFS |

PLACE OF USE:

STOCKWATER Within CASSIA County

ALL ON  
BLM

|               |      |               |      |
|---------------|------|---------------|------|
| T16S R22E S08 | SWNE | T16S R22E S08 | SENE |
| T16S R22E S08 | NESE | T16S R22E S09 | NWSW |
| T16S R22E S09 | SWSW | T16S R22E S09 | SESW |
| T16S R22E S09 | SWSE | T16S R22E S15 | NENW |
| T16S R22E S15 | SWNW | T16S R22E S15 | SENW |
| T16S R22E S15 | NESW | T16S R22E S15 | NWSW |
| T16S R22E S15 | NESE | T16S R22E S15 | NWSE |
| T16S R22E S16 | NENE | T16S R22E S16 | NWNE |
| T16S R22E S16 | SWNE | T16S R22E S16 | SENE |
| T16S R22E S16 | NENW | T16S R22E S16 | NWNW |
| T16S R22E S16 | SWNW | T16S R22E S16 | SENW |
| T16S R22E S16 | NWSW | T16S R22E S16 | SESW |
| T16S R22E S16 | NESE | T16S R22E S16 | SWSE |
| T16S R22E S16 | SESE | T16S R22E S17 | NENE |
| T16S R22E S17 | SWNE | T16S R22E S17 | SENE |
| T16S R22E S17 | SENW | T16S R22E S17 | NESW |
| T16S R22E S17 | NWSW | T16S R22E S17 | NESE |
| T16S R22E S17 | NWSE | T16S R22E S20 | NWNE |
| T16S R22E S20 | SWNE | T16S R22E S20 | SENE |
| T16S R22E S20 | NESE | T16S R22E S20 | NWSE |
| T16S R22E S20 | SESE | T16S R22E S21 | NENE |
| T16S R22E S21 | NESE | T16S R22E S21 | NWSE |
| T16S R22E S21 | SESE | T16S R22E S22 | SWNE |
| T16S R22E S22 | SENE | T16S R22E S22 | NENW |
| T16S R22E S22 | NWNW | T16S R22E S22 | SENW |
| T16S R22E S22 | NESW | T16S R22E S22 | SWSW |
| T16S R22E S22 | SESW | T16S R22E S22 | NESE |
| T16S R22E S22 | NWSE | T16S R22E S22 | SWSE |
| T16S R22E S22 | SESE | T16S R22E S23 | NENW |

08/24/2004

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

ALL ON  
BLM

|               |      |               |      |
|---------------|------|---------------|------|
| T16S R22E S23 | NWNW | T16S R22E S23 | SWNW |
| T16S R22E S23 | NESW | T16S R22E S23 | NWSW |
| T16S R22E S27 | NENE | T16S R22E S27 | NWNE |
| T16S R22E S27 | SWNE | T16S R22E S27 | SENE |
| T16S R22E S27 | SWNW | T16S R22E S27 | SESW |
| T16S R22E S27 | NWSW | T16S R22E S27 | SESW |
| T16S R22E S28 | SWNE | T16S R22E S28 | SENE |
| T16S R22E S28 | NWNW | T16S R22E S28 | SWNW |
| T16S R22E S28 | SESW | T16S R22E S28 | NWSW |
| T16S R22E S28 | SWSW | T16S R22E S28 | SESW |
| T16S R22E S28 | NESE | T16S R22E S29 | SWNW |
| T16S R22E S29 | SESW | T16S R22E S29 | NESW |
| T16S R22E S29 | NESE | T16S R22E S29 | NWSE |
| T16S R22E S33 | NENW |               |      |

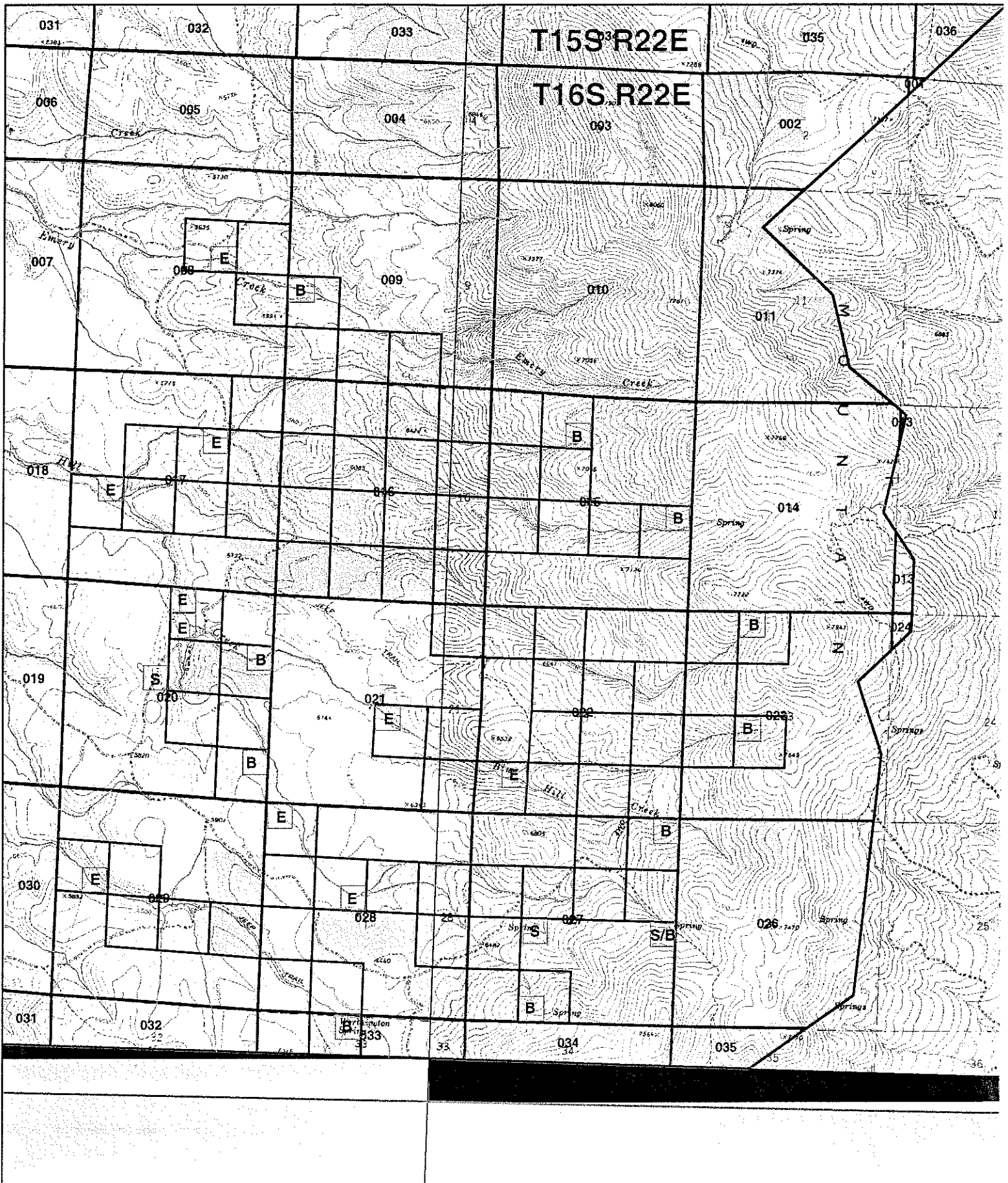
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

45-11020



# TOWNSHIP 16 SOUTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY 031

SURVEY DISTRICT SEC. 3

STATUS OF PUBLIC DOMAIN  
LAND AND MINERAL TITLES

## MT PLAT

| INDEX TO SEGREGATED TRACTS |    |    |
|----------------------------|----|----|
| TRACT NO.                  | T. | R. |
| 1                          | 16 | 22 |
| 2                          | 16 | 22 |
| 3                          | 16 | 22 |
| 4                          | 16 | 22 |
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| 35                         | 16 | 22 |
| 36                         | 16 | 22 |

07965 Dpt. PL 167 Act of Cong. 7/23/1933  
Completed 7/30/1939. All PD surface land by BLM.

101 238730 North East Trial  
Mineral information only, does not include  
public domain.

101 27288 8X WD in BLM. NDE. Unit Order 18888  
SAC. 31. 5.07. 1. 1. 12 NE 1/4, NE 1/4 NW 1/4.

101 27288 8X WD in BLM. NDE. Unit Order 18888  
SAC. 31. 5.07. 1. 1. 12 NE 1/4, NE 1/4 NW 1/4.

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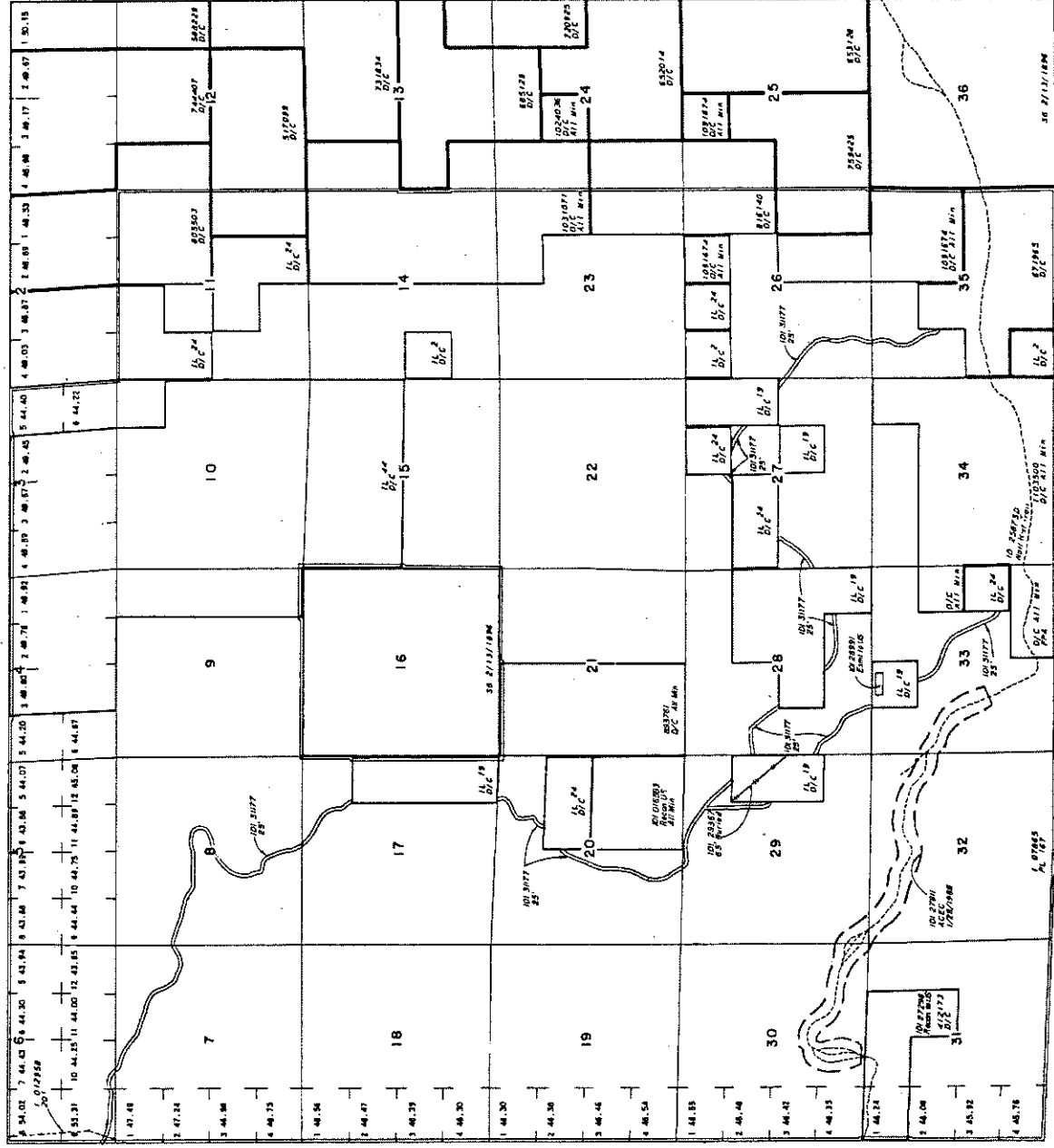
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SAC. 31. 5.07. 1. 1. 12 NE 1/4, NE 1/4 NW 1/4.



Lat. 42°00' N  
Long. 113°49' E

U T A

SCALE IN CHAINS  
0 10 20 30 40

H

THE NOTATION SHOWN ON WITHDRAWALS REPRESENTS THE LAST  
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE  
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-  
DRAWAL ORDER.

Base Map

T. 16S

R. 22E

N. 22E

Base Map

T. 16S

R. 22E

N. 22E