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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 74-10146 ~~2003-000000~~
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Thomas H & Evelyn R. Carlson
Address: PO Box 206
Leadore, Ida 83464
Daytime Phone: 208-768-2100
307-245-3322

Name & Address of Attorney, if any:

RAY Rigby Sr
Rexburg Id

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: THOMAS H & Evelyn R Carlson
Address: PO Box 206
Leadore, Ida
6220 Rd 216
Pine Bluffs, WY 82082

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 of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☒ **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 OBJECTIONS(S):** We recently purchased the property that water right 74-101 46 supplied irrigation water for since the Colenans Homesteaded the ranch. The water out of Adams Creek

(Continued)

had a priority date of 11-06-1908. Shirley
Coleman who we bought this ranch Assured
us All water rights were in order And
That Mr Ray Rigby Sr from Rexburg Id.
had handled them for her. I talked to
Mr Rigby And feel he is an excellent
water Rights Specialist And between All
of us, we hope we can get this
straightened out. We Also Applied and paid
\$208⁰⁰ on 6-30-05 To reapply for this
water (Notice of Claim to A water Right)
Civil Case # 39576 (Copy Enclosed)

Sincerely
Thomas A. Carlson

F.

VERIFICATION (must be completed)

State of Wyoming)
)ss.

County of Laramie)

Thomas Carlson, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

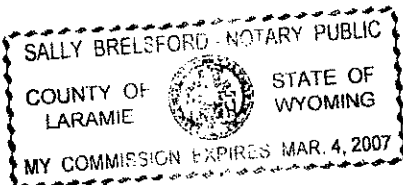
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Thomas H. Carlson
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 4/18/06

Sally Brelsford
Notary Public for _____
Residing at: 5034 W. 8th St.
My Commission Expires: 03/04/07



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 4 - 18, 2006, 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
PO Box 2707
Twin Falls, ID 83303-2707

✓ 2. One copy to the claimant of the water right at the following address:

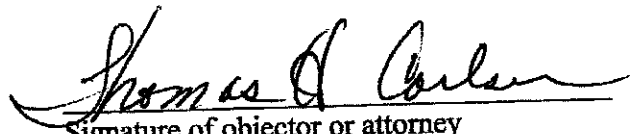
Name: Thomas H Carlson
Address: PO Box 206
Leadere Ida 83464

✓ 3. Copies to:

✓ IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

✓ United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

✓ Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449


Signature of objector or attorney
mailing on Objector's behalf

**IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM**

Ident. Number _____
Date Received _____
Receipt Number _____

None

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 0.400 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For Stock Domestic purposes from 1-1 to 12-31 amount .07 or Corrected 7-18-05

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.47 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3/6 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stock water 100 Head Cattle & 1 Horse

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>15N</u>	<u>25E</u>	<u>10</u>																<u>38.0</u>	<u>38.0</u>
		<u>10</u>																<u>5.0</u>	
<u>15N</u>	<u>25E</u>	<u>11</u>								<u>40</u>		<u>40</u>	<u>40</u>						<u>120.0</u>
		<u>11</u>								<u>5</u>		<u>5</u>	<u>5</u>						

Total number of acres irrigated 158

11. In which county (ies) are lands listed above as place of use located? Lemhi Idaho

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

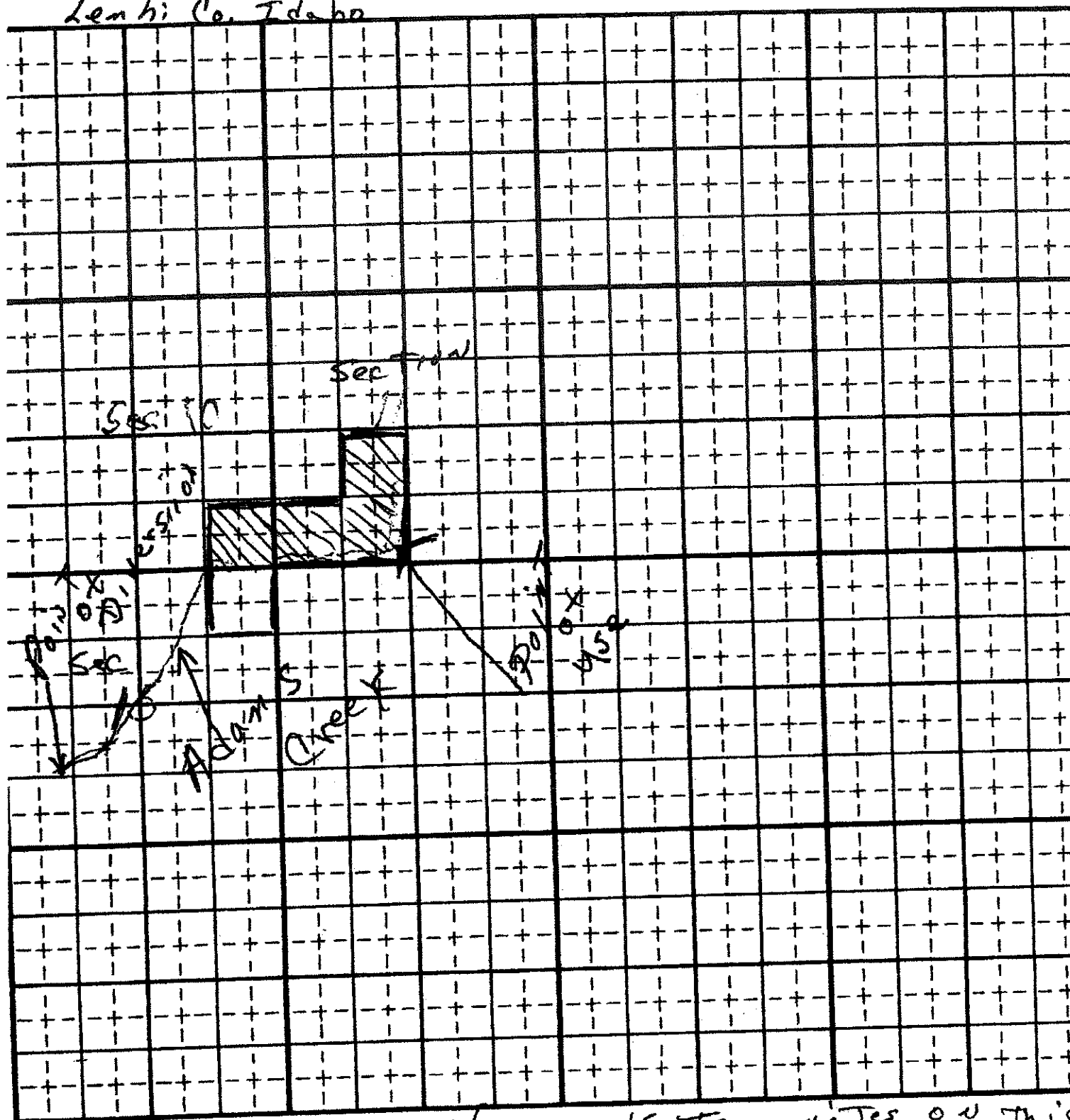
This small stream terminates on this Ranch & is the only source of Irrigation water & livestock water

Last Name CARLSON Ident No. 74-10146

Copies: White -State, Yellow-Claimant
OVER

Scale: 2 inches equals 1 mile

Lenhi Co. Idaho Twp 15N Rge 25E Sections 10-11-13



This creek terminates on this Ranch

Last Name CARLSON Ident No. _____

Copies: White-State, Yellow-Claimant

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 74-10148

WATER RIGHT NUMBER: 74-10148

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHIRLEY R COLEMAN 435 TEE CIR ST GEORGE, UT 84770
Original Owner	HARRY L COLEMAN PO BOX 70 LEADORE, ID 83464-0070 (208)768-2434

Priority Date: 11/06/1908

Basis: Beneficial Use

Status: Temporary

not claimed

Source

ADAMS CREEK

Tributary

SINKS

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.400 CFS

Annual Volume

Total Diversion:

0.400 CFS

Location of Point(s) of Diversion

ADAMS CREEK

NW1/4SW1/4

Sec. 15, Twp 15N, Rge 25E, B.M.

LEMHI County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	25E	10																38.0	38.0
15N	25E	11									40.0		40.0	40.0					120.0

Total Acres: 158

Conditions of Approval:

Remarks:

Comments: