

RECEIVED

MAY 03 2005

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 Number: 21-7145
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho, Department of Parks and Recreation
Address: c/o Mary Lucachick
5657 Warm Springs Avenue
Boise, Idaho 83716

Daytime Phone: (208) 334-4180 x307

Name and Address of Attorney, if any:

Attorney Name:

Attorney Address:

Attorney Phone No:

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

Name: State of Idaho, Department of Parks and Recreation
Address: Statehouse Mail
PO Box 83720
Boise, Idaho 83720-0065

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. ☐ **Points 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: The IDPR lands need to be further described as quarter-quarter tracts
for place of use.

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):

Silver Lake's place of use legal description should be clarified further than was recommended from the original licensed description to the SRBA recommendation. The recommendation only noted the Township, Range and Sections for the place of use where aesthetic water is stored. The recommendation dated 01/12/2006 should further include the quarter-quarter tracts for place of use.

Enclosed is a copy of the 2nd IDWR recommendation dated 03/15/2006. It left out some additional tracts. The additional tracts are noted on a copy of said recommendation enclosed in boxes.

Enclosed is a Harriman State Park, Silver Lake map. Right 21-7145 is shown on a 7-1/2' topographic map with legal descriptions of the point of diversion and place of use. The map was updated May 1, 2006 by IDPR and includes lands described in 1/4-1/4 tracts. The new recommendation should reflect these mapped legal descriptions and MODIFIED copy of the 2nd IDWR recommendation dated 03/15/2006.

F.

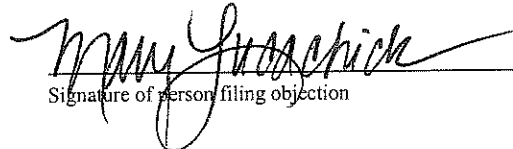
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

MARY LUCACHICK, Water Resource Staff Specialist duly sworn, upon oath, deposes and says:

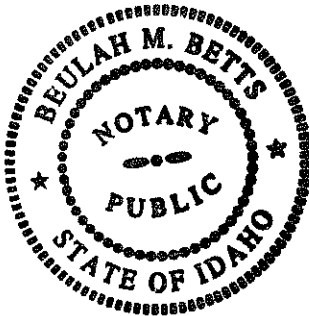
That the State of Idaho, Department of Parks & Recreation, in its proprietary capacity is filing this objection and that I am authorized to represent the State of Idaho, Department of Parks & Recreation which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (6), and I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

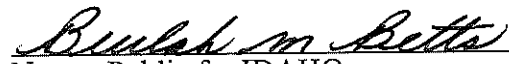
MARY LUCACHICK
Water Resource Staff Specialist



Signature of person filing objection

Subscribed and sworn to before me on: May 2, 2006
(Insert Date)





Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 9/19/06

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 5/2/06, I caused the original and the copies of this objection, including all attachments, to be served on the following persons by the method designated:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

U.S. MAIL

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

State of Idaho, Department of Parks and Recreation (not applicable)
c/o Mary Lucachick
5657 Warm Springs Avenue
Boise, Idaho 83716

3. Copies to:

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

U.S. MAIL

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

U.S. MAIL

Clive Strong
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

U.S. MAIL



Signature of Objector or attorney
Mailing on Objector's behalf

03/15/2006

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

RIGHT NUMBER: 21-7145

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0065

SOURCE: THURMON CREEK TRIBUTARY: HENRYS FORK

QUANTITY: 618.00 AFY

PRIORITY DATE: 05/20/1979

POINT OF
DIVERSION: T12N R42E S35 SWNE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC STORAGE	01/01 12/31	618.00 AFY
PLACE OF USE: <u>AESTHETIC STORAGE Within FREMONT County</u>		
T12N R42E S26 <u>SWNW</u>	T12N R42E S27 <u>SENE</u>	
T12N R42E S26 <u>NWSW</u> SESW	T12N R42E S27 <u>NESE</u> NWSE	
T12N R42E S26 <u>SWSW</u>	T12N R42E S27 <u>SWSE</u>	
T12N R42E S34 <u>NENE</u>	T12N R42E S27 <u>SESE</u>	
T12N R42E S35 <u>NWNW</u>	T12N R42E S35 <u>NENW</u> SWNW, SWNE	
T12N R42E S35 <u>SENW</u>		

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.

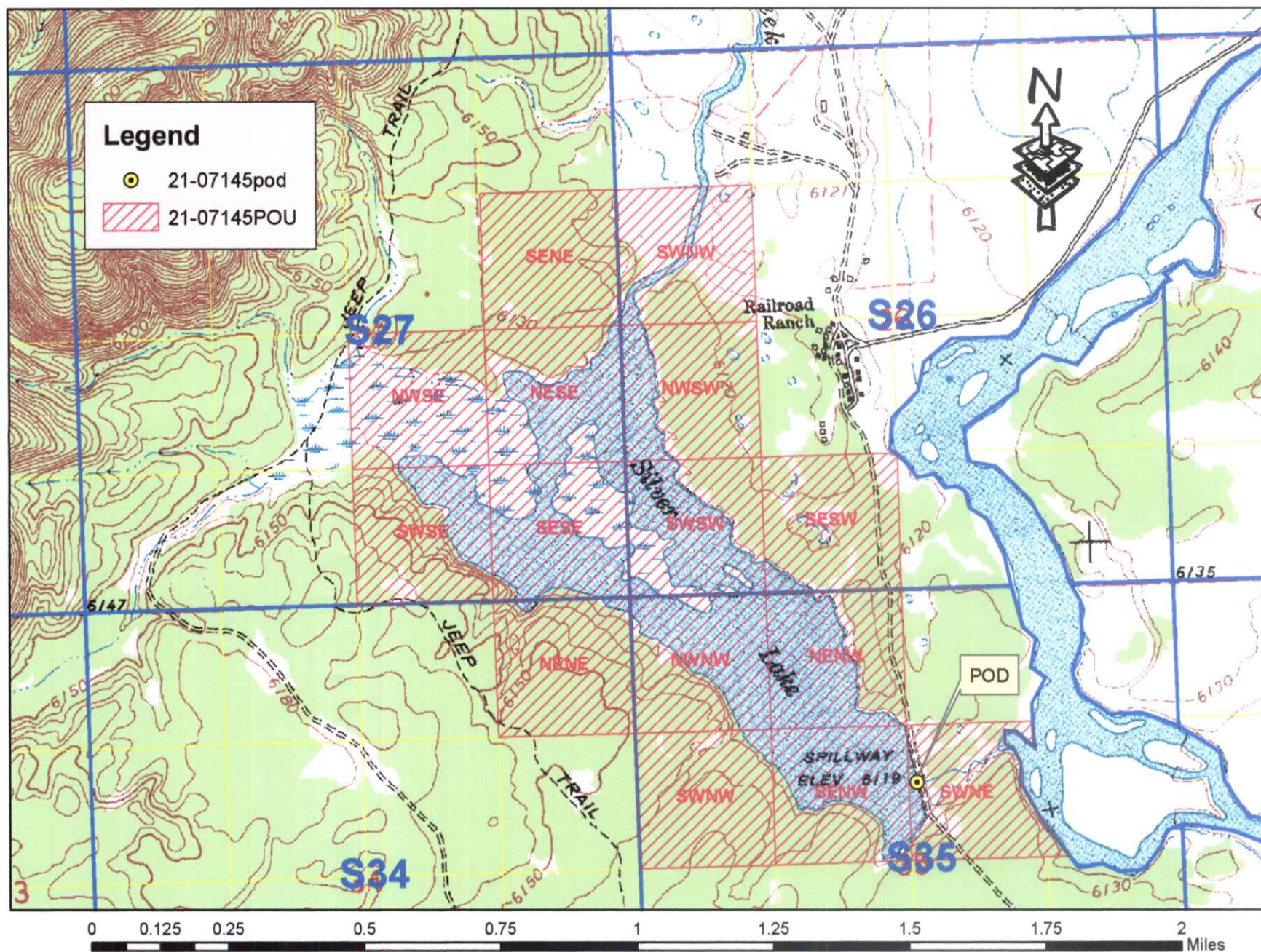
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

WATER STORED IN SILVER LAKE.

HARRIMAN STATE PARK

T12N, R42E,
S26, S27, S34 & S35

IDPR RIGHT 21-7145



SILVER LAKE

UPDATED MAY 1, 2006

7-1/2' TOPO