

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 21-04063
(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: Colleen Blanchard
Address: P.O. Box 178; Chester, Idaho 83421
Name: Colleen Harnden
Address: 195 Kim Way; Crescent City, CA 95531
Name: Marie Seeley
Address: 33 S 5th W; Rexburg, Idaho 83440
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)

David Negin for LAB
(Attorney signing in representative capacity)

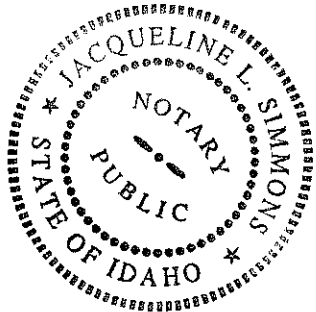
Subscribed and sworn to before me on: 23rd May 2006

Jacqueline L. Simmons
Jacqueline L. Simmons

Notary Public for State of Idaho

Residing at: Boise, ID.

My Commission Expires: 04-07-2011



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 May 23, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

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

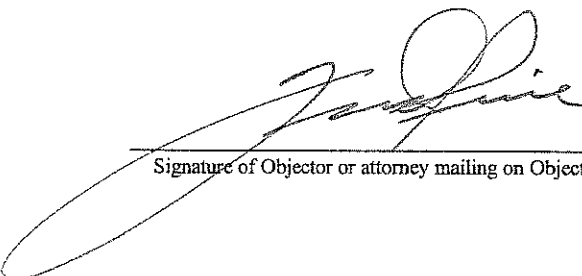
Name: Colleen Blanchard
Address: P.O. Box 178; Chester, Idaho 83421
Name: Colleen Harnden
Address: 195 Kim Way; Crescent City, CA 95531
Name: Marie Seeley
Address: 33 S 5th W; Rexburg, Idaho 83440
Name:
Address: ;

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

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

RIGHT NUMBER: 21-4063

NAME AND ADDRESS: COLLEEN BLANCHARD
PO BOX 178
CHESTER ID 83421

COLLEEN HARNDEN
195 KIM WAY
CRESCENT CITY CA 95531

MARIE SEELEY
33 S 5TH W
REXBURG ID 83440

Mixed POU:

-Place of Use identified below contains both public and private land.

-Clarify such that it is clear that only private land is intended by using a lot number.

SOURCE: FALL RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 0.070 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1888

POINT OF
DIVERSION: T08N R42E S20 SWNW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	11/01 04/01	0.070 CFS

PLACE OF USE: STOCKWATER Within FREMONT County

T08N R41E S13	NWSW	T08N R41E S13	SWSW
T08N R41E S14	NESE	T08N R41E S14	NWSE
T08N R41E S14	SWSE	T08N R41E S14	SESE
T08N R41E S23	NENE	T08N R41E S23	NWNE
T08N R41E S23	SWNE	T08N R41E S23	SENE
T08N R41E S24	NWNW		

Mixed

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.

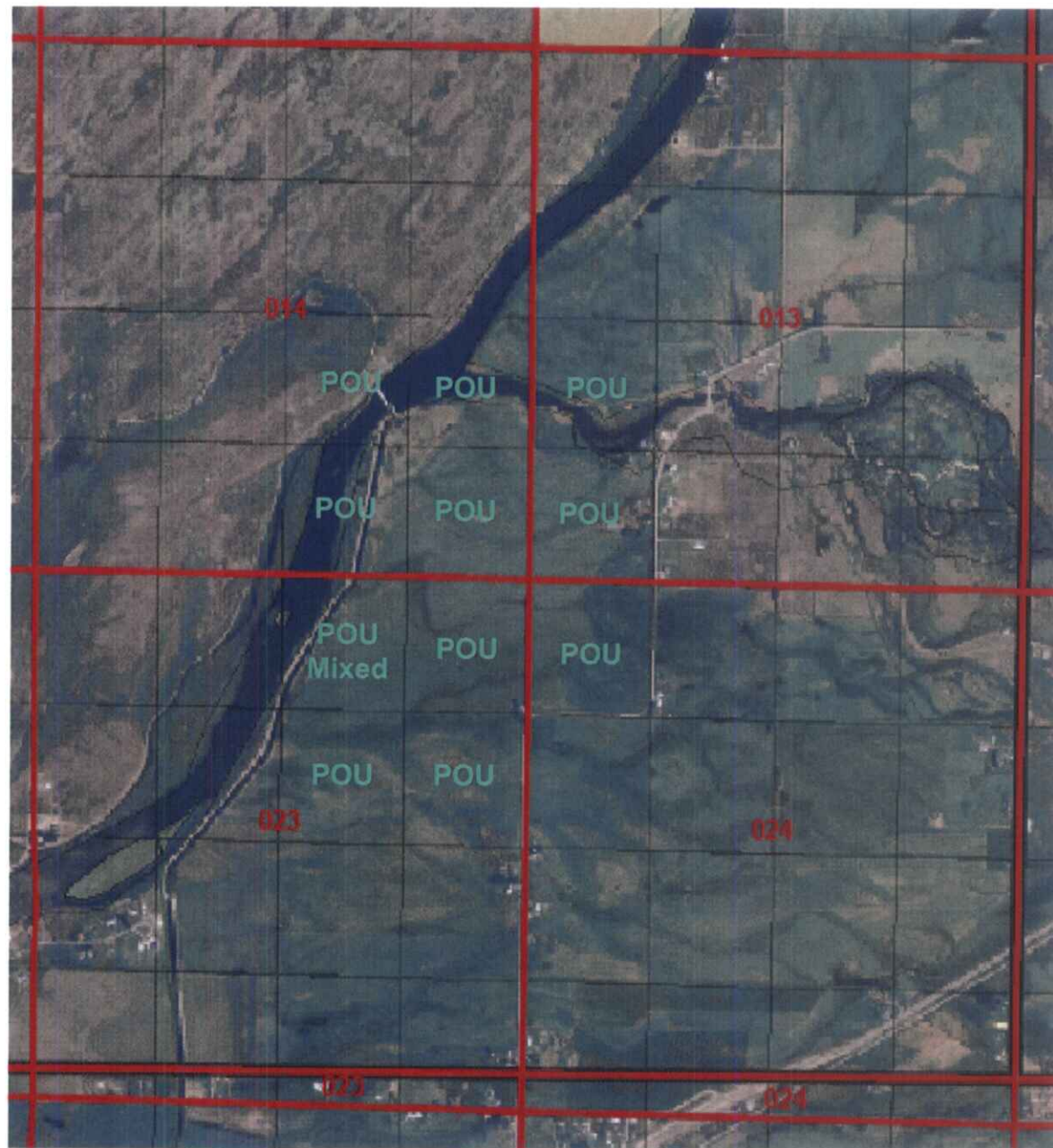
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water is delivered through Silky ditch.

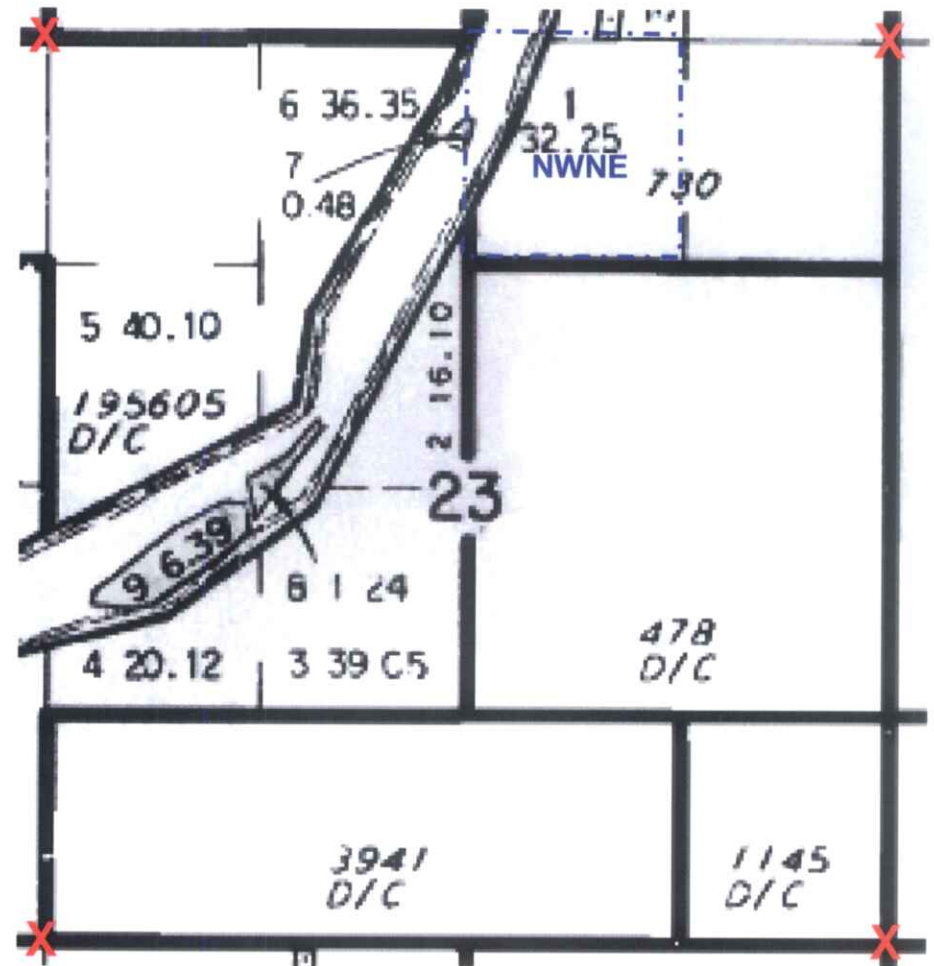
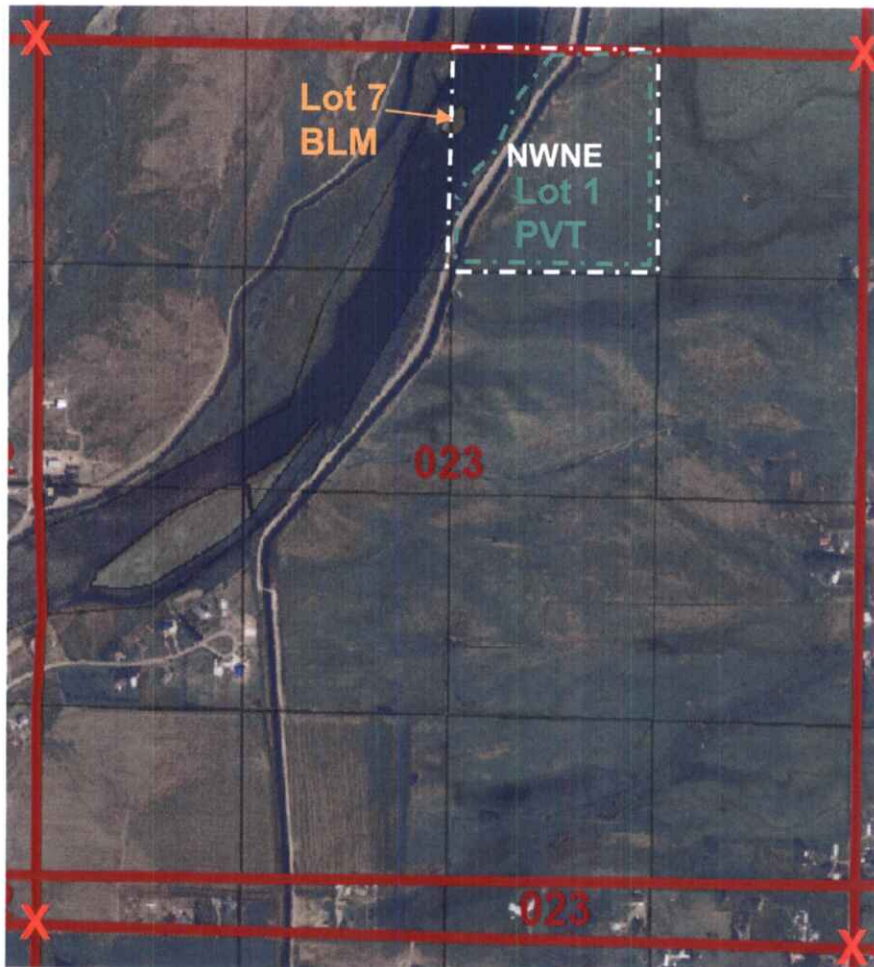
21-04063
T08N R41E

POU = Place of Use

POU Mixed =
Place of Use
containing both
private and
public lands –
see next for
detail



21-04063
T08N R41E



The NWNE contain both public and private land. Clarify such that it is clear that only private land is intended by using Lot number: Lot 1 (NWNE).

FREMONT COUNTY 043

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

50 7/25/1932 Open to Entry Subj to Sec 24 FPA
Per S Res 575 EO 1/25/1917
Sec 14: Lot 5, NE1NE1

SO 4/5/1941 Open to Entry Subj to Sec 24 FPA
Par 5 Res 575 EC 1.25/1917

Sec 14: 571 235
2 107: 571 235

100

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1000

[illegible]

10

[illegible]

1

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[illegible]

.....

[illegible]

Pennsylvania **WYOMING** **UTAH**

[illegible]

1

.....

1000

1000

[illegible]

0

[illegible]

0

OR ORDERS EFFECTIVE

UNIDENTIFIED LANDS

CURRENT TO

SINONIMI

THE PLATS:

REPRESENT THE

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST

WARNING STATEMENT

SCALE in Chinese

Coil Spring

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