

**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 21-12990
(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: John Ritchie Seely
Address: 7364 Moore Crest Ct.; Salt Lake City, UT 84121

Name:
Address: ;

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:
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.

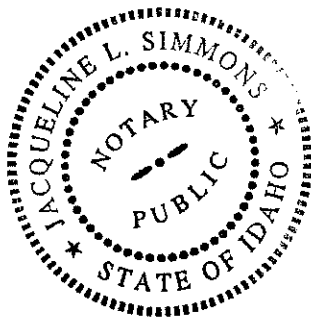
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

23rd of 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: John Ritchie Seely
Address: 7364 Moore Crest Ct.; Salt Lake City, UT 84121

Name:
Address: ;

Name:
Address: ;

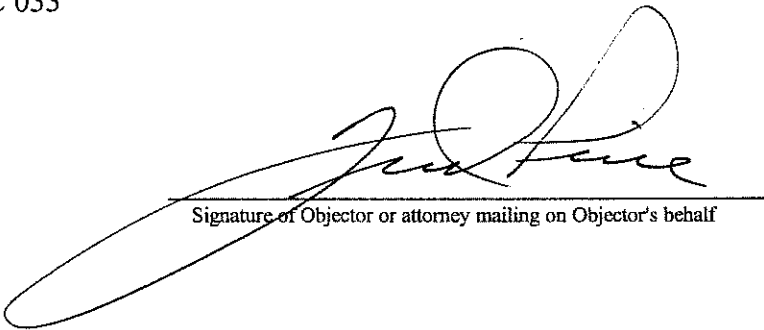
Name:
Address: ;

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

01/12/2006

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

RIGHT NUMBER: 21-12990
NAME AND ADDRESS: JOHN RITCHIE SEELY
7364 MOORE CREST CT
SALT LAKE CITY UT 84121
SOURCE: SPRING
QUANTITY: 0.280 CFS
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

Mixed POUs:

-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 lots.

TRIBUTARY: SINKS

PRIORITY DATE: 07/25/1919
POINT OF
DIVERSION: T06N R42E S16 NESESE Within FREMONT County
PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.280 CFS
STOCKWATER	04/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within FREMONT County

Mixed T06N R41E S12 NESW 1.80 T06N R41E S12 SESW 12.40

STOCKWATER Within FREMONT County

Mixed T06N R41E S12 NESW T06N R41E S12 SESW

14.2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 14.2 acres in a single irrigation season. Combined Right Nos.:21-12860, 21-12864, 21-12990

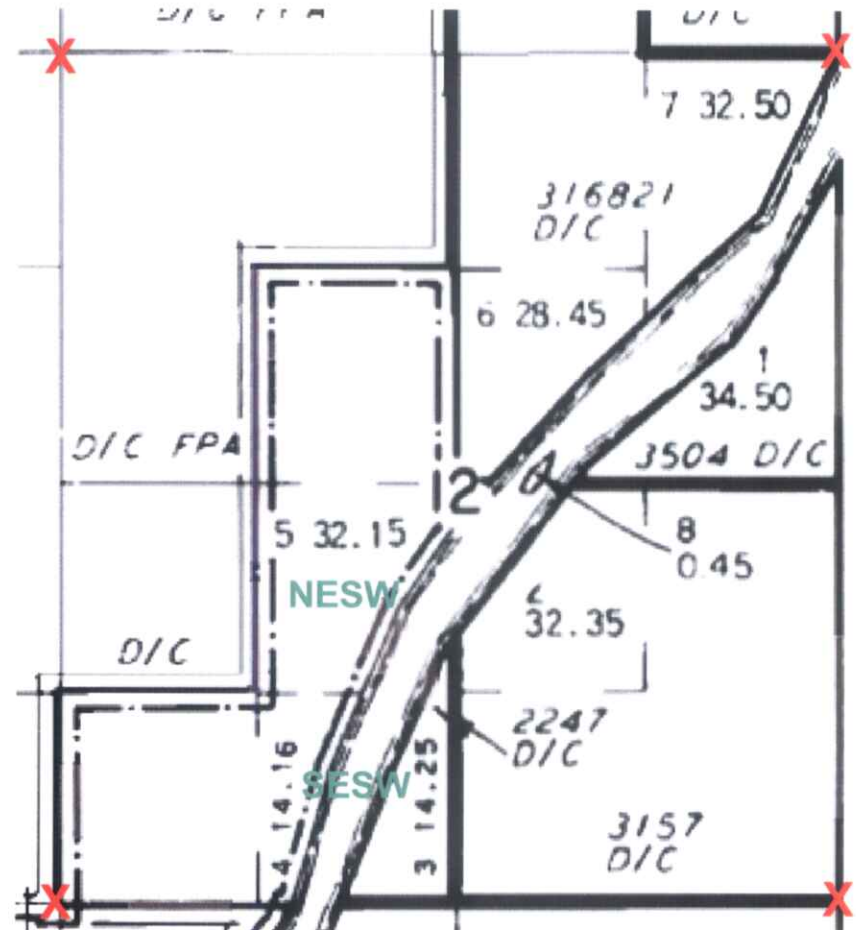
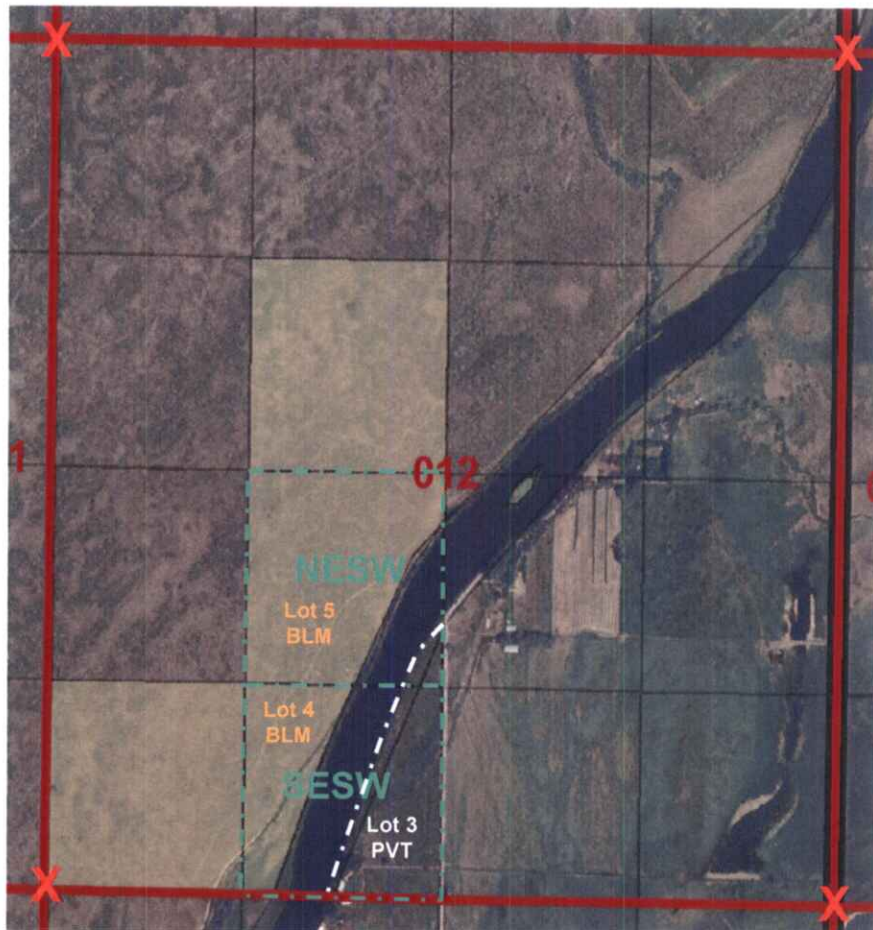
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

21-12990
T08N R41E S12



The NESW and SESW contain both public and private land.
Clarify such that it is clear that only private land is intended by
using Lot numbers: Lot 3 (NESW) and Lot 3 (SESW).

FREMONT COUNTY 043

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

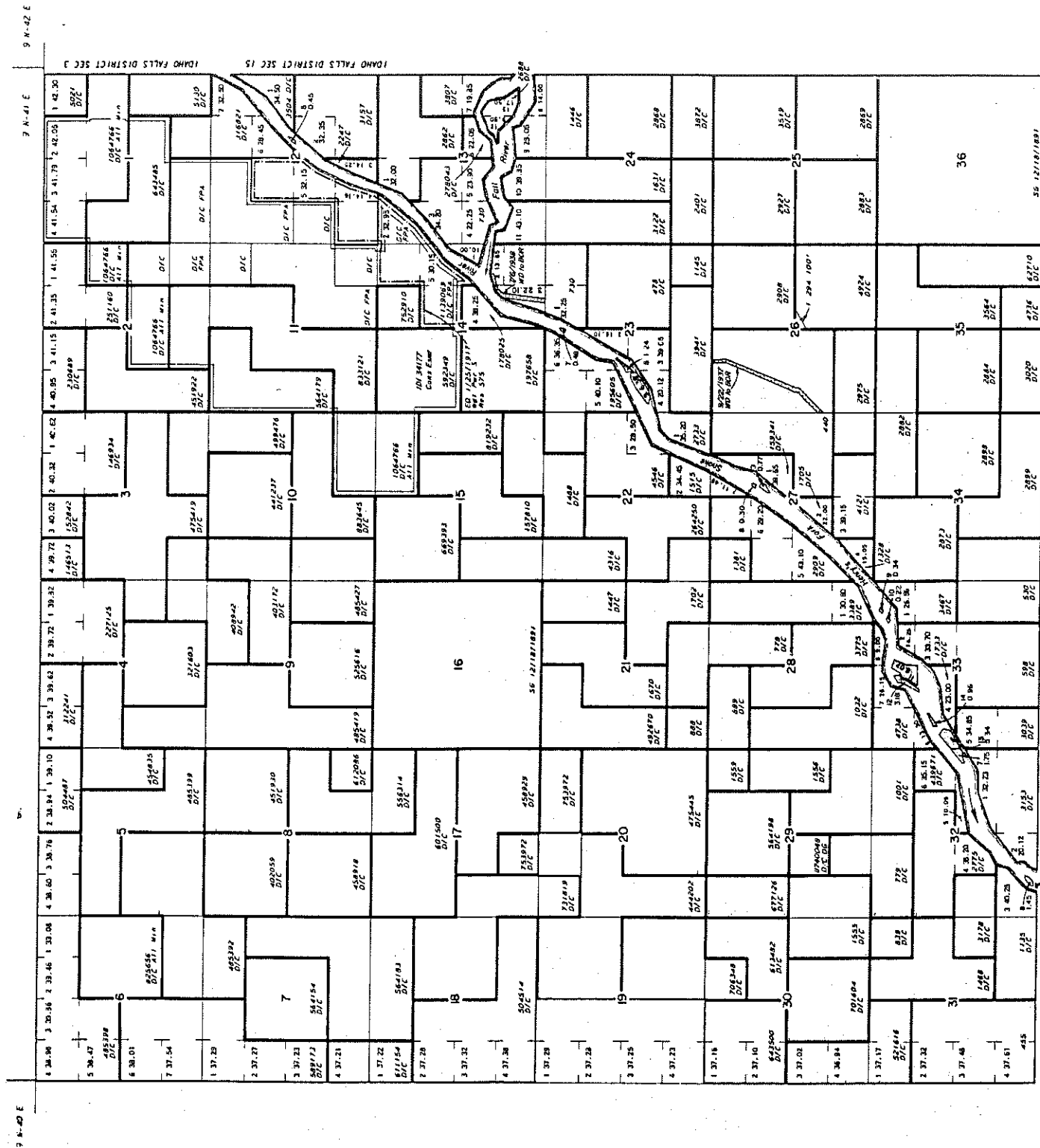
SO 7/25/1932 Open to Entry Subj to Sec 24 FPA
Per 5 Reg 575 EO 1/25/1917
Sec 14: Lot 5. WEINER

50 4/5/1941 Open Po Entry Subj to Sec 24 FPA
PAC 5 Res 575 LN 1/25/1917

Sec 13: Lot 2

Sec 14: S.W. 1/4

Sec 14: 581N61



9 0.27 IDAMO FALLS DISTRICT SEC 15

THESE STATEMENTS

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST:

2011

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.