

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 74-07101
(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: James O. Weiss
Address: P.O. Box 62; Wisdom, MT 59761

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.

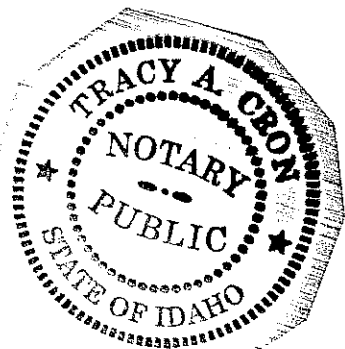
Fredric W. Price
(Signature of person filing objection)

Sam A. Braun
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

6/29/06

Tracy A. Cron
Tracy A. Cron



Notary Public for State of Idaho
Residing at: Meridian, ID.
My Commission Expires: 08-22-2009

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 6-29, 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: James O. Weiss
Address: P.O. Box 62; Wisdom, MT 59761
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

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

RIGHT NUMBER: 74-7101 **Mixed POUs:**
 NAME AND ADDRESS: JAMES C WEISS -The places of use described below contains both private and public lands.
 PO BOX 62
 WISDOM MT 59761 -Clarify such that it is clear only private land is intended.

SOURCE: BALDY CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.170 CFS
 72.20 AFY

PRIORITY DATE: 03/26/1981

POINT OF
 DIVERSION: T19N R23E S13 SWNW Within LEMHI County

PURPOSE AND
 PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.170 CFS 72.20 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO - SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within LEMHI County

Mixed	T19N R23E S13	SWNE	4.00	T19N R23E S13	SENE	3.00
	T19N R23E S13	NESE	16.00	T19N R23E S13	NWSE	24.00

47 ACRES TOTAL

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

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MT PLAT

INDEX TO SEGREGATED TRACTS		GENERAL SURVEY	
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1 08-9-54 54 157 (AC) 65 7/23/1955
108-9-54 54 157 (AC) 65 7/23/1955

07795 Ser PL 157 (Act of Cong 7/23/1933)
EXPLORE 12/22/1960 ALL PC SURFACE MOUNT TO QW

[illegible][illegible]

Sample	Sample description	Sample size	Sample mean	Sample standard deviation	Sample standard error	Sample t-value	Sample p-value	Sample confidence interval
1	Sample 1: Control group	100	1.00	0.10	0.01	1.00	0.3173	0.98 - 1.02
2	Sample 2: Experimental group	100	1.00	0.10	0.01	1.00	0.3173	0.98 - 1.02
3	Sample 3: Control group	100	1.00	0.10	0.01	1.00	0.3173	0.98 - 1.02
4	Sample 4: Experimental group	100	1.00	0.10	0.01	1.00	0.3173	0.98 - 1.02

[illegible][illegible]

1. *Journal of the American Medical Association*, 1997; 277: 1001-1005.

Journal of Management Education 36(8) 970-987
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doi:10.1371/journal.pone.0141040.g001

1. The first part of the document is a title page. It contains the title of the document, the author's name, and the date of the document. The title is "The First Part of the Document". The author's name is "John Doe". The date is "12/12/2023".

bioRxiv preprint doi: <https://doi.org/10.1101/2020.05.14.243411>; this version posted May 14, 2020. The copyright holder for this preprint (which was not certified by peer review) is the author/funder, who has granted bioRxiv a license to display the preprint in perpetuity. It is made available under aCC-BY-NC-ND 4.0 International license.

10. The following table shows the number of people who attended the 2008 Summer Olympics in Beijing, China. The data is presented in a bar graph. The x-axis represents the number of people in millions, and the y-axis represents the number of people in thousands. The bars are labeled with the number of people in millions.

Number of people (millions)	Number of people (thousands)
1.0	100
2.0	200
3.0	300
4.0	400
5.0	500
6.0	600
7.0	700
8.0	800
9.0	900
10.0	1000

11. The following table shows the number of people who attended the 2008 Summer Olympics in Beijing, China. The data is presented in a bar graph. The x-axis represents the number of people in millions, and the y-axis represents the number of people in thousands. The bars are labeled with the number of people in millions.

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6.0	600
7.0	700
8.0	800
9.0	900
10.0	1000

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OR ORDERS EFFECTING DISPOSAL OR USE OF
IDENTIFIED LANDS REFER TO INDEX OF

SCILLANEUS DOCUMENTS

CLIENT TO MAR 27 2000	CURRENT TO MAY 27 1999
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88 PLAYS

ALS REPRESENT THE LAST
THE EFFECTIVE DATE. SEE

DATE OF THE ORIGINAL WITH-

[illegible]

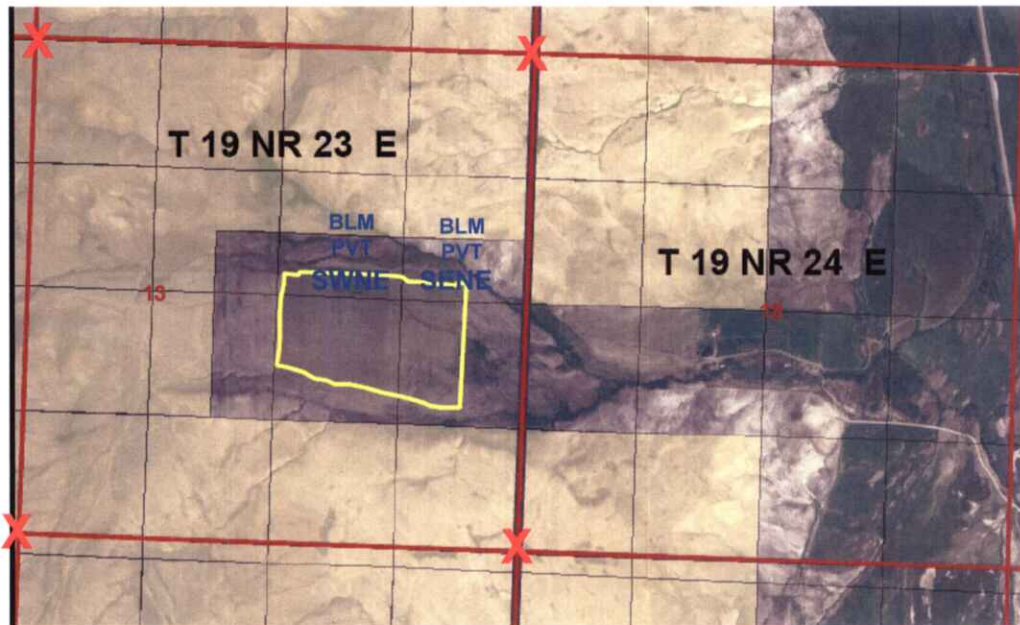
SCALE in Chains

[illegible]

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN, BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER.

Erasmus Alter
T. 1521
R. 232.

74-07101



1. Since SWNE and SENE S13 T19N R23E contain both private and public lands, please insert the following language under place of use to clarify these POUs such that only private land is intended:

"Place of use does not include federal public land."

