

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: BECO CONSTRUCTION CO., INC.
PO BOX 1768
IDAHO FALLS, ID 83404-1768
2. ☒ **Source**
Should be: GOUND WATER
3. ☒ **Quantity**
Should be: 0.33 CFS, 38.61 AFY
4. ☒ **Priority Date**
Should be: 01/01/1903
5. ☒ **Point of Diversion**
Should be: T02N R38E S15 NWNWNE Within Bonneville County
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: DOMESTIC
8. ☒ **Period of Year**
Should be: 01/01 to 12/31
9. ☒ **Place of Use**
Should be: T02N R38E S10 SESW SWSE Within Bonneville Cty
S15 NENE NWNE
NENW
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 OBJECTION(S):** 25-4114 is a separate and distinct water right and was not recommended as 25-10226. The water claimed under 25-4114 was diverted by a well installed by Utah and Idaho Sugar Co., prior to 1941. The water claimed under 25-10226 was diverted by a second well installed by Utah and Idaho Sugar Co., prior to 1953 as a supplement to the water appropriated under 25-4114. In addition to 43 houses, the water rights served the Lincoln School with approximately 250-300 students, the Lincoln Church, which approximately 100-150 church goers, and

Classic Auto Body. Both water rights were eventually transferred to the Central Lincoln Domestic Water Users and then to BECO. The Lincoln School sits on 9.71 acres of property, part of which was lawn which was watered by these water rights before they were transferred to BECO. Because when 25-10226 was granted it did not include any water for the Lincoln School, the Lincoln Church, or Classic Auto, BECO should be allowed water right 25-4114 to cover those properties.

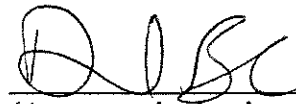
F. VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Bonneville)

Daniel Beck., duly sworn, upon oath, deposes and says:

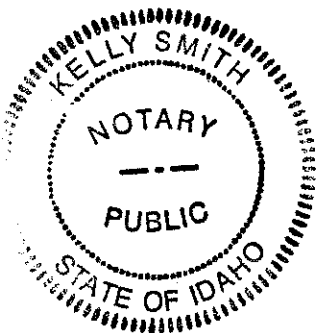
That I am the party/claimant filing this objection, as defined by I.C. §§42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)



(Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 19, 2006




Notary Public for: Idaho
Residing at: Rigby
My Commission Expires: 06-28-2011

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 July 19, 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: BECO CONSTRUCTION CO. INC.

Address: PO Box 1768
Twin Falls, ID 83403-1768

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

AFFIDAVIT OF KNOWLEDGE & FACTS

STATE OF IDAHO)
 : ss.
County of Bonneville)

Jack Scott, being first duly sworn, upon his oath, pursuant to Idaho code 36-105 DD(2)(d) states and alleges as follows:

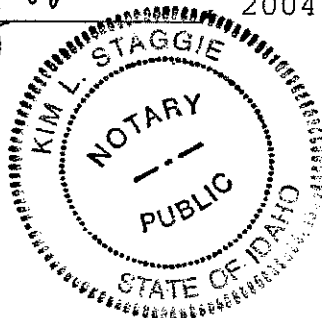
1. Affiant, is past president of the Central Lincoln Domestic Water Users.
2. Affiant, by knowledge information and belief states that the water well for Water Right #25-10226 was constructed by the Utah and Idaho Sugar Co., prior to 1953.
3. The Affiant Further sayeth that Utah and Idaho Sugar Co., transferred their interest in the well and water right to the Central Lincoln Demestic Water users on August 27, 1953.
4. The Affiant sayeth that the Central Lincoln Domestic Water Users transfered and sold their interest to BECO Construction Co., Inc. On the 11th day of December 1991.
5. Further this Affiant Sayeth not.

DATED this 4th day of May, 2004.

Jack Scott Jack S. Scott
3188 Lincoln Rd.
Idaho Falls ID 83401

SUBSCRIBED AND SWORN to me Kim L Staggie Notary of
Public, this 4th day of May 2004.

Notary of Public: Kim L Staggie
Residing at: Idaho Falls
My commission expires: May 02, 2007



AFFIDAVIT OF KNOWLEDGE & FACTS

STATE OF IDAHO)
)ss.
County of Bonneville)

Jack Scott, being first duly sworn, upon his oath, pursuant to Idaho Code 36-105-DD(2)(d) states and alleges as follows:

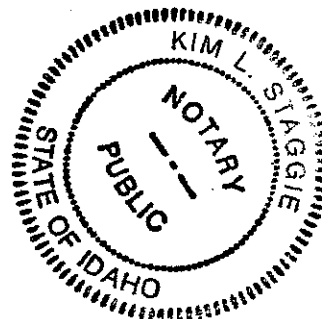
1. Affiant is past President of Central Lincoln Domestic Water Users.
2. Affiant, by knowledge, information and belief states that the water well for Water Right #25-4114 was constructed by the Utah and Idaho Sugar Co., sometime after 1903 and ~~1941~~. Prior to 1941
3. The Affiant further sayeth that Utah and Idaho Sugar Co., transferred their interest in the well and water right to the Central Lincoln Domestic Water Users on August 27, 1953.
4. The Affiant sayeth that the Central Lincoln Domestic Water Users transferred and sold their interest to BECO Construction Co., Inc., on the 11th day of December, 1991.
5. Further this Affiant sayeth not.

DATED this 28 day of March, 2005.

Jack Scott
Jack Scott
3188 Lincoln Road
Idaho Falls, ID 83401

SUBSCRIBED AND SWORN to before me this 28th day of March, 2005.

Kim L. Staggie
Notary Public for Idaho
Residing at: Idaho Falls
My commission expires: 5-02-07



AFFIDAVIT OF KNOWLEDGE AND FACTS

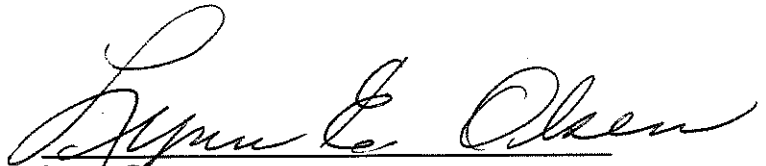
STATE OF IDAHO)
)ss.
County of Bonneville)

Lynn Olsen, being first duly sworn, upon his oath, pursuant to Idaho Code §36-105 DD(2)(d) states and alleges as follows:

1. Affiant is past Principal of the Lincoln School located at 3203 E. Lincoln Rd, Idaho Falls, ID 83401. Affiant was Principal of the School beginning in approximately 1964.
2. Affiant attended church at the church building located adjacent to the Lincoln School.
3. Affiant, by knowledge, information and belief states that approximately 250 to 300 students attended the Lincoln School during the time Affiant was Principal at the school.
4. Affiant, by knowledge, information and belief states that approximately 100 to 150 persons attended church at the church building on Lincoln Road during the time period that Affiant attended church in that building.
5. Affiant, by knowledge, information and belief states that some portions of the school and church properties were maintained lawn areas.

6. Further this Affiant sayeth not.

DATED this 19th day of July, 2006.



Lynn Olsen
3222 E 81 North
Idaho Falls, Idaho 83401

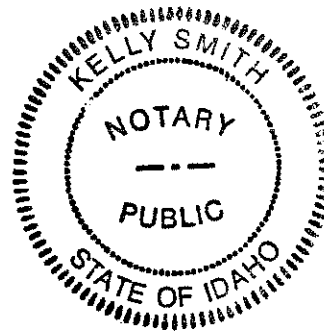
SUBSCRIBED AND SWORN to before me this 19 day of July, 2006



Notary Public for Idaho

Residing at: Rigby

My commission expires: 06-28-2011



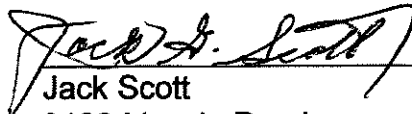
AFFIDAVIT OF KNOWLEDGE AND FACTS

STATE OF IDAHO)
)ss.
County of Bonneville)

Jack Scott, being first duly sworn, upon his oath, pursuant to Idaho Code §36-105 DD(2)(d) states and alleges as follows:

1. Affiant is past President of Central Lincoln Domestic Water Users.
2. Affiant, by knowledge, information and belief states that in addition to 43 homes, the Central Lincoln Domestic Water Users supplied the Lincoln School, located at 3203 E. Lincoln Rd, Idaho Falls, ID 83401, the Lincoln Church, located adjacent to the Lincoln School, and Classic Auto Body with water from the water wells owned by Central Lincoln Domestic Water Users.
3. Affiant, by information and belief states that approximately 2 acres of property near the Lincoln School consisted of watered lawn.
4. Further this Affiant sayeth not.

DATED this 19th day of July, 2006.



Jack Scott
3188 Lincoln Road
Idaho Falls, Idaho 83401

SUBSCRIBED AND SWORN to before me this 19 day of July, 2006

Kelly Smith

Notary Public for Idaho

Residing at: Rigby

My commission expires: 06-28-2011

