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JUL 24 2006

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 )

A. Subcase

77-4007

(Insert water right number)

Case No. 39576 )

STANDARD FORM 1  
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Catherine Gillihan or Robert J. Gillihan Jr.

Address: 10064 Glen Ellyn St.

Boise, ID 83704

Daytime Phone: 208 327 0907

Name & Address of Attorney, if any:

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

Name: Catherine M Gillihan or Robert J. Gillihan Jr.

Address: Big Creek ID 83677 or

10064 Glen Ellyn St. Boise ID 83704

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** - enclosed Email -  
Should be: (0.320 CFS) (Irrig. 0.240 CFS) + Domestic 0.080 cfs
4. ☐ **Priority Date**  
Should be: \_\_\_\_\_
5. ☐ **Point of Diversion**  
Should be: \_\_\_\_\_
6. ☐ **Instream Flow Beginning and Ending Point**  
Should be: \_\_\_\_\_
7. ☐ **Purpose(s) of Use**  
Should be: \_\_\_\_\_
8. ☐ **Period of Year**  
Should be: \_\_\_\_\_
9. ☐ **Place of Use**  
Should be: \_\_\_\_\_
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. was confused with other water claim

E. **REASONS SUPPORTING OBJECTIONS(S):** Diversion ditch is over 4000 ft- Rocky forest land. Due to ditch loss & pr drought condition we need full amt. filed on by homesteader to irrigate - Pastuers located in 3 different locations & two other water users on same ditch -

Original water Right was confused with another water Right by Ken Knoblock & he intended to change it.

F.

VERIFICATION (must be completed)

State of IDAHO )  
 )ss.

County of Ada )

Catherine Gillihan, duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

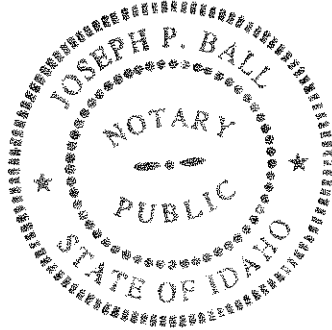
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Catherine Gillihan  
(Signature of person filing objection)

\_\_\_\_\_  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

7/19/06



Joseph P. Ball  
Notary Public for IDAHO

Residing at: Boise

My Commission Expires: 9/3/11

On Thu, 6 Apr 2006 12:02:10 -0600 "Knoblock, Ken" <[Ken.Knoblock@idwr.idaho.gov](mailto:Ken.Knoblock@idwr.idaho.gov)> writes:

I thought I changed it. I apologize.

You can file an objection to the court if you are not satisfied.

Ken Knoblock

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WATER RESOURCES

**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: Catherine and/or Robert J Gilligan Jr  
Address: 10064 Glen Ellyn St.  
BOISE ID 83704

3. Copies to:

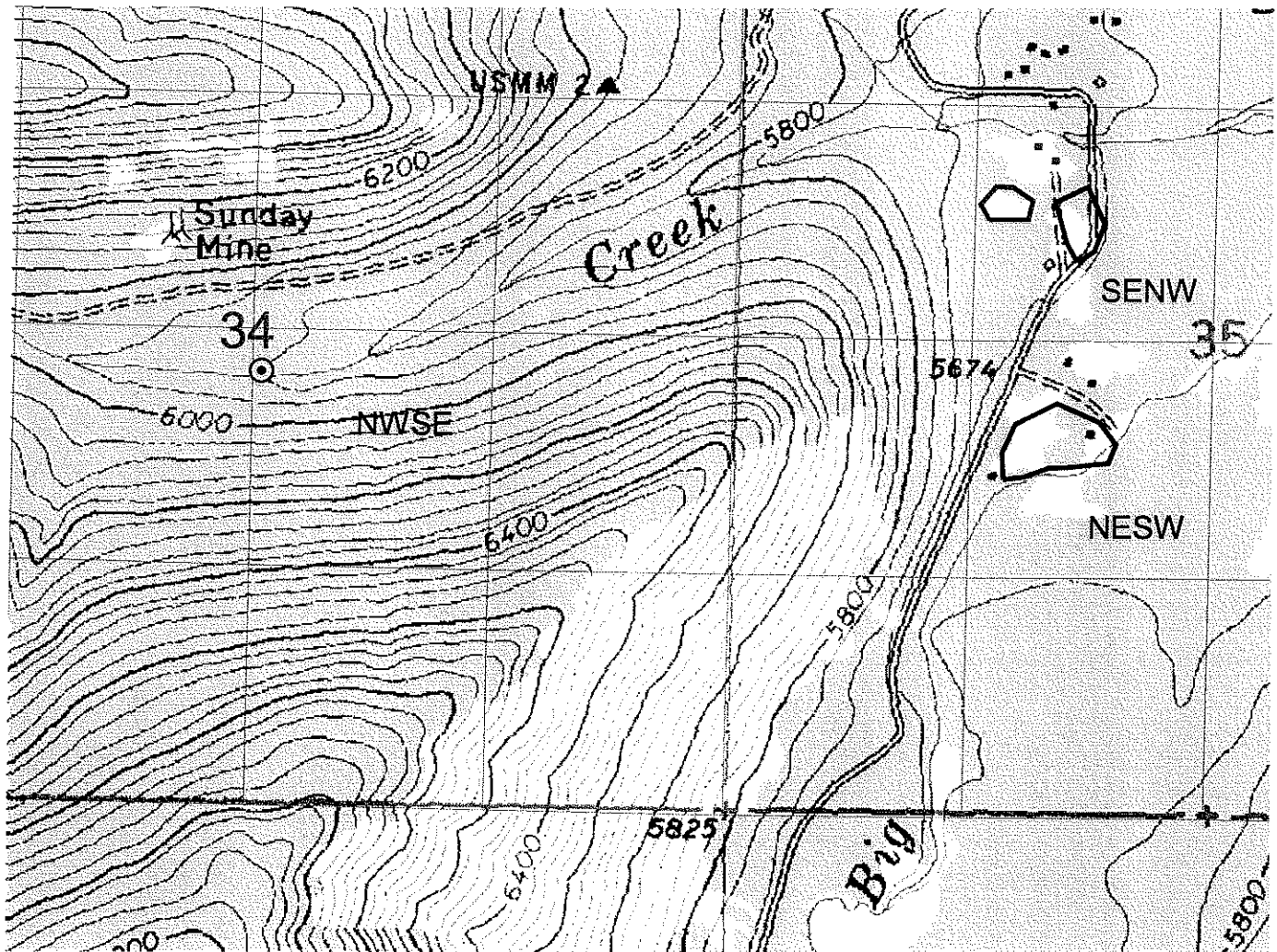
IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

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

Catherine Gilligan  
Signature of objector or attorney  
mailing on Objector's behalf

# 77-4007



0 600 1200 Feet

Sections 34 & 35  
T21N R9E



⊙ Point of Diversion

□ Place of Use

Map prepared on March 3, 2006  
By Kenneth Knoblock  
Idaho Department of Water Resources

AJ5807NP  
(OD-117)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJ. LISTING OF WATER RIGHTS

DATE: 08/16/96  
PAGE: 8

| RIGHT<br>NUMBER | NAME & ADDRESS                                                  | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO       | MAXIMUM<br>DIVERSION | STAGE           |
|-----------------|-----------------------------------------------------------------|------------------|------------------------|-----------------------------|----------------------|-----------------|
| A77-04007       | CATHERINE M GILLIHAN<br>ROBERT J GILLIHAN<br>BIG CREEK ID 83677 | 05/07/1925       | IRRIGATION<br>DOMESTIC | Irrig Season<br>01-01 12-31 | 0.24 CFS<br>0.08 CFS | STATUTORY CLAIM |

TOTAL DIVERSION RATE: 0.32 CFS  
TOTAL DIVERSION VOLUME: 0.00 AFA

SOURCE: LOGAN CREEK

TRIBUTARY: BIG CREEK

POINT OF DIVERSION:

T21N R09E S34

NW1/4SE

PLACE OF USE: IRRIGATION

T21N R09E S35

12.0 ACRES TOTAL

SE1/4

3.0

NESW

9.0

PLACE OF USE: DOMESTIC

T21N R09E S35

SE1/4

DIVERSION MEANS: DIV. DAM W/DITCHES, HOLDING TANK W/PIPE TO DOMESTIC USE.

REMARKS: GEN THIS CLAIM FILING INCLUDES THE 5 ACRES LISTED IN WATER RIGHT NO. 77-02073. THE PRIORITY DATE OF 77-02073 IS INCORRECT SINCE THE USE OF THIS WATER BEGAN EARLIER THAN WHEN THE PERMIT WAS FILED. THIS CLAIM REFLECTS THE CORRECT PRIORITY DATE FOR ALL USES.

OTHER RIGHTS: WATER RIGHT NO. 77-02073 - SEE REMARKS.