

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Case No. 39576

Please fill in the following information:

Name: State of Idaho,
Department of Lands
Address: 954 W. Jefferson
P. O. Box 83720
Boise, Idaho 83720-0050
Daytime Phone: (208) 334-0200

Attorney Name: LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER (ISB # 2597)
Deputy Attorney General

Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449

Attorney Phone No. (208) 334-2400

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

Name: James P. & Hilda A. Johnson
Address: 6224 Rice Creek Rd.
Cottonwood, ID 83522-9303

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. ☐ **Points 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: The Idaho Department of Lands, hereinafter the "IDL," owns Lot 2 (NENE) of section 36 in Twp. 30 N, Rge. 01 W B.M. The claimant has no right to use water on this land.

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 IDL owns Lot 2 (NENE) of section 36 in Twp. 30 N, Rge. 01 W, B.M. Attached is a data sheet for this township that shows that the IDL acquired section 36 on February 16, 1905. The claimant does not have any present right to occupy these lands.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

DAVID J. BARBER, Deputy Attorney General, duly sworn, upon oath, deposes and says:

That the State of Idaho, Department of Lands, in its proprietary capacity is filing this objection and that I am a Deputy Attorney General authorized to represent the State of Idaho, Department of Lands, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

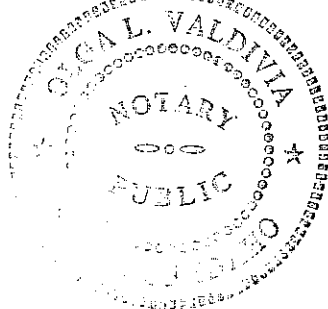
LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER
Deputy Attorney General

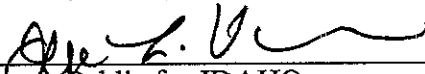


By Attorney signing in representative capacity

Subscribed and sworn to before me on: March 19, 2007

(Insert Date)





Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2/8/2012

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 March 20, 2007, I caused the original and the copies of this objection, including all attachments, to be served on the following persons by the method designated:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, Idaho 83303
U.S. MAIL
2. One copy to the owner of the water right at the following address:
James P. & Hilda A. Johnson
6224 Rice Creek Rd.
Cottonwood, ID 83522-9303
U.S. MAIL
3. Copies to:
State of Idaho,
Department of Lands
954 W. Jefferson
P. O. Box 83720
Boise, ID 83720—0050
STATEHOUSE MAIL

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

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724
U.S. MAIL

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

(not applicable)



Signature of Objector or attorney
Mailing on Objector's behalf

Idaho Dept of Lands Plat Database

Data Sheet for T30N01W

SUBDIVISION														ACRES												
														ACOD	UNDER	REMG	ENDW	ACTV	INSTRUMENT	REMARKS						
														LOTS												
														OTHER DESCRIPTION												
														NE 1/4	NW 1/4	SW 1/4	SE 1/4									
														N	N	N	N	S	N	N	S	S				
														E	W	E	W	E	W	E	W	E				
Sec	Line	Bed of Salmon River																								
36	010	000	2		4	6										GF	SG/NW									
36	010	010																								
36	020	000	2													GF	L	2541	Mining Claim - Canceled 9-1-1981							
36	030	000	2													GF	L	3091	Mining Claim - Canceled 6-1-1983							
36	040	000	2	X	X	5	6		X	X	X	X	X	X	467.03	PS	SG		Date of Grant 2-16-1905							
36	040	010																								
36	050	000	2	X	X				X	X	X	X	X	X	467.03	PS	G	4223-1	Canceled 12-31-1981							
36	060	000	2	X	X	5	6		X	X	X	X	X	X	467.03	PS	COM		DO NOT LEASE OR ENCUMBER - LAND EXCHANGE							
36	070	000	2	X	X				X	X	X	X	X	X	467.03	PS	G	4223-3	Canceled 12-31-1983							
36	080	000	2	X	X	5	6		X	X	X	X	X	X	467.03	PS	G	4223-1								