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Department of Water Resources
Adjudication Bureau

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 01-00018C
(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: 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: Clement Enterprises
Address: P.O. Box 99; Lewisville, Idaho 83431

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 made to 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)

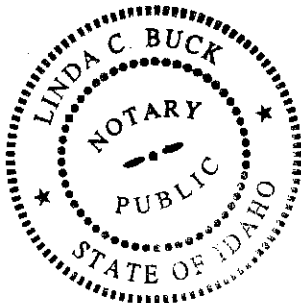
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Carly A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

04-16-07
Linda C. Buck
Linda C. Buck



Notary Public for State of Idaho

Residing at: Mountain Home, ID.

My Commission Expires: 12-21-2011

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 4-16, 2007, 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:

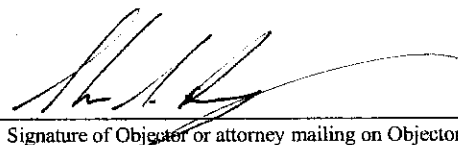
Name: Clement Enterprises
Address: P.O. Box 99; Lewisville, Idaho 83431
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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

12/16/2006

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

RIGHT NUMBER: 1-18C

NAME AND ADDRESS: CLEMENT ENTERPRISES
PO BOX 99
LEWISVILLE ID 83431

Mixed POUs:

-Places of Use identified below contain both public and private land.
-Please clarify such that only private land is intended.

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 3.400 CFS

PRIORITY DATE: 01/12/1889

POINT OF

DIVERSION: T04N R37E S35 NENE Within BONNEVILLE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/01 10/31

3.400 CFS

PLACE OF USE: IRRIGATION in BONNEVILLE County**Mixed**

T03N R37E S01	NWSW	1.80	T03N R37E S01 Lot 8	NWSW	1.00
T03N R37E S01	SWSW	0.90	T03N R37E S01 Lot 8	SWSW	15.00
T03N R37E S02	NWNE	0.20	T03N R37E S02 Lot 4	NWNE	2.50
T03N R37E S02 Lot 13	NWNE	12.00	T03N R37E S02 Lot 14	SWNE	19.00
T03N R37E S02 Lot 14	SENE	4.00	T03N R37E S02 Lot 4	NENW	2.50
T03N R37E S02 Lot 1	NESE	15.00	T03N R37E S02 Lot 16	NESE	8.20
T03N R37E S02 Lot 2	NWSE	10.00	T03N R37E S02 Lot 16	NWSE	5.10
T03N R37E S02	SWSE	3.10	T03N R37E S02	SESE	37.00
T03N R37E S11	NENE	30.00	T03N R37E S11	SENE	8.50
T03N R37E S11	NESE	4.00	T03N R37E S12 Lot 8	NENW	4.10
T03N R37E S12 Lot 8	NWNW	33.00	T03N R37E S12 Lot 7	SWNW	33.00
T03N R37E S12 Lot 7	SENW	0.10	T03N R37E S12 Lot 6	NWSW	22.00

272 ACRES TOTAL

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

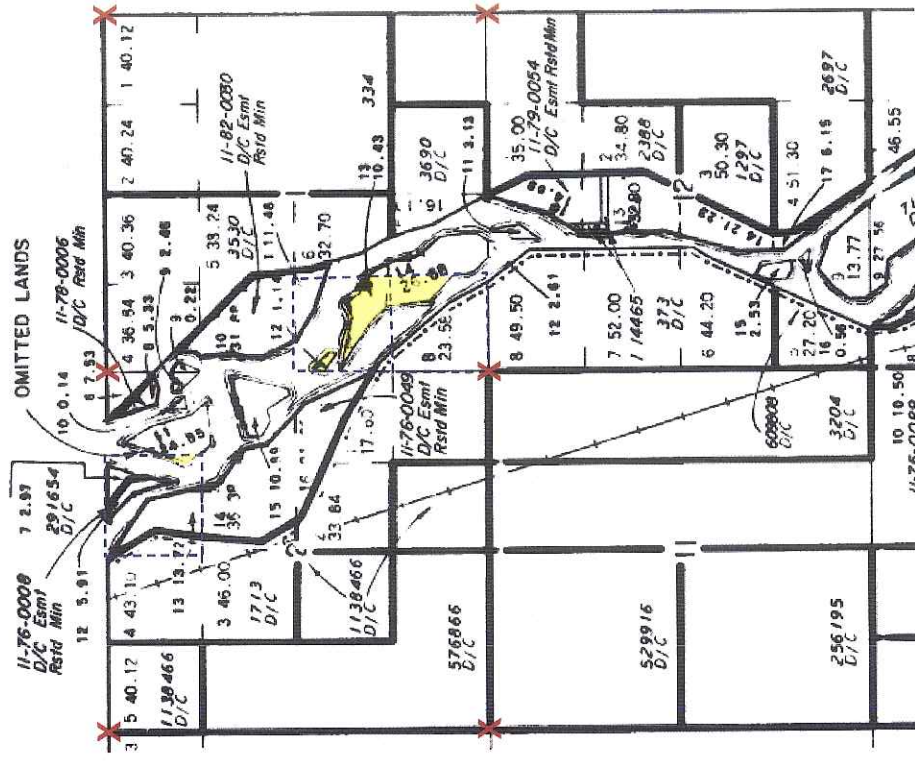
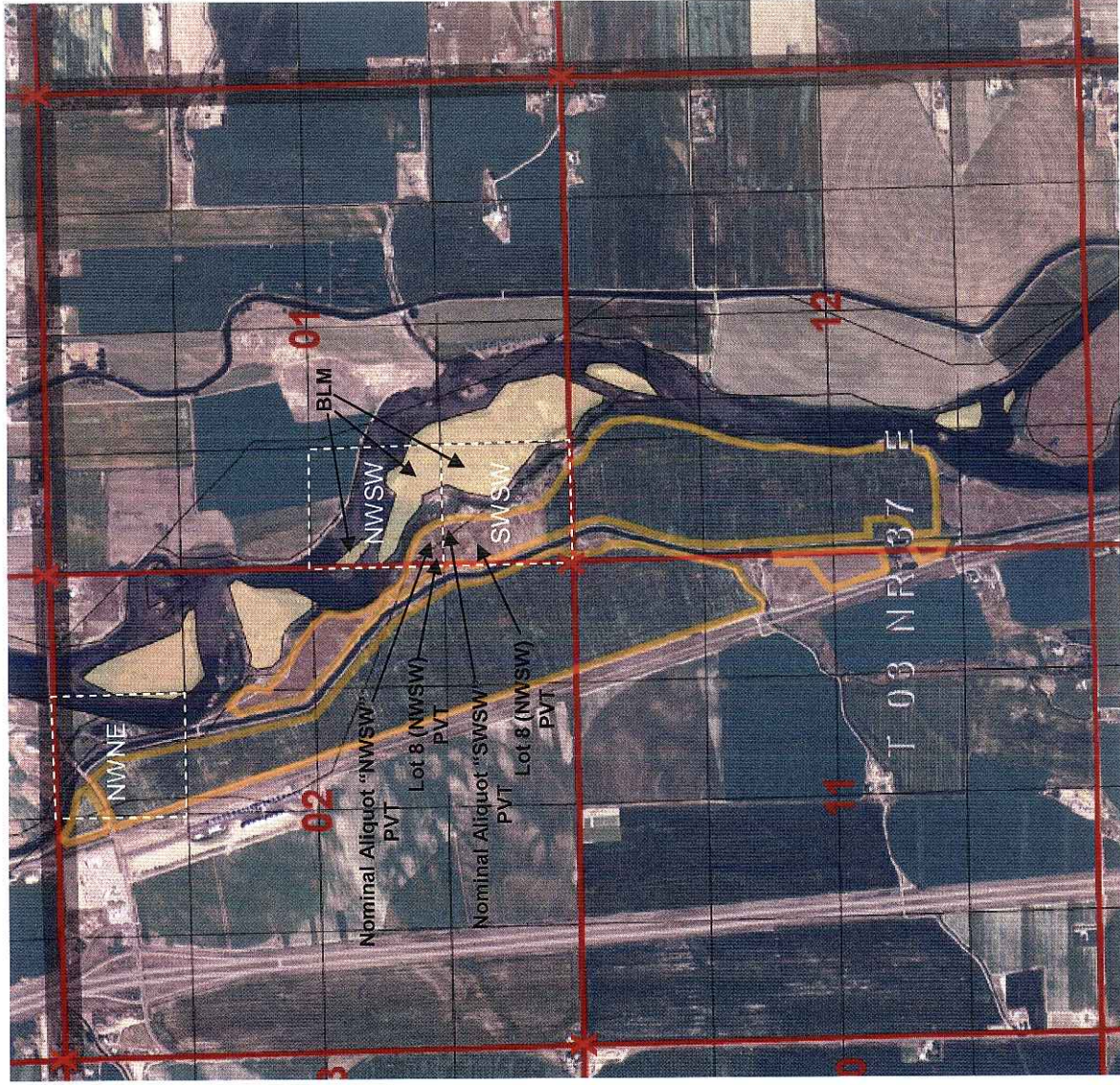
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered from Great Western Canal through Kennedy Ditch.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

01-00018C Clement Enterprises



Mixed POUs:

-T03N R37E S01 NWSW, SWSW and T03N R37E S02 NWNE contains both private and public lands. Please clarify such that only private land is intended by inserting "Place of use does not include federal public land." under place of use.

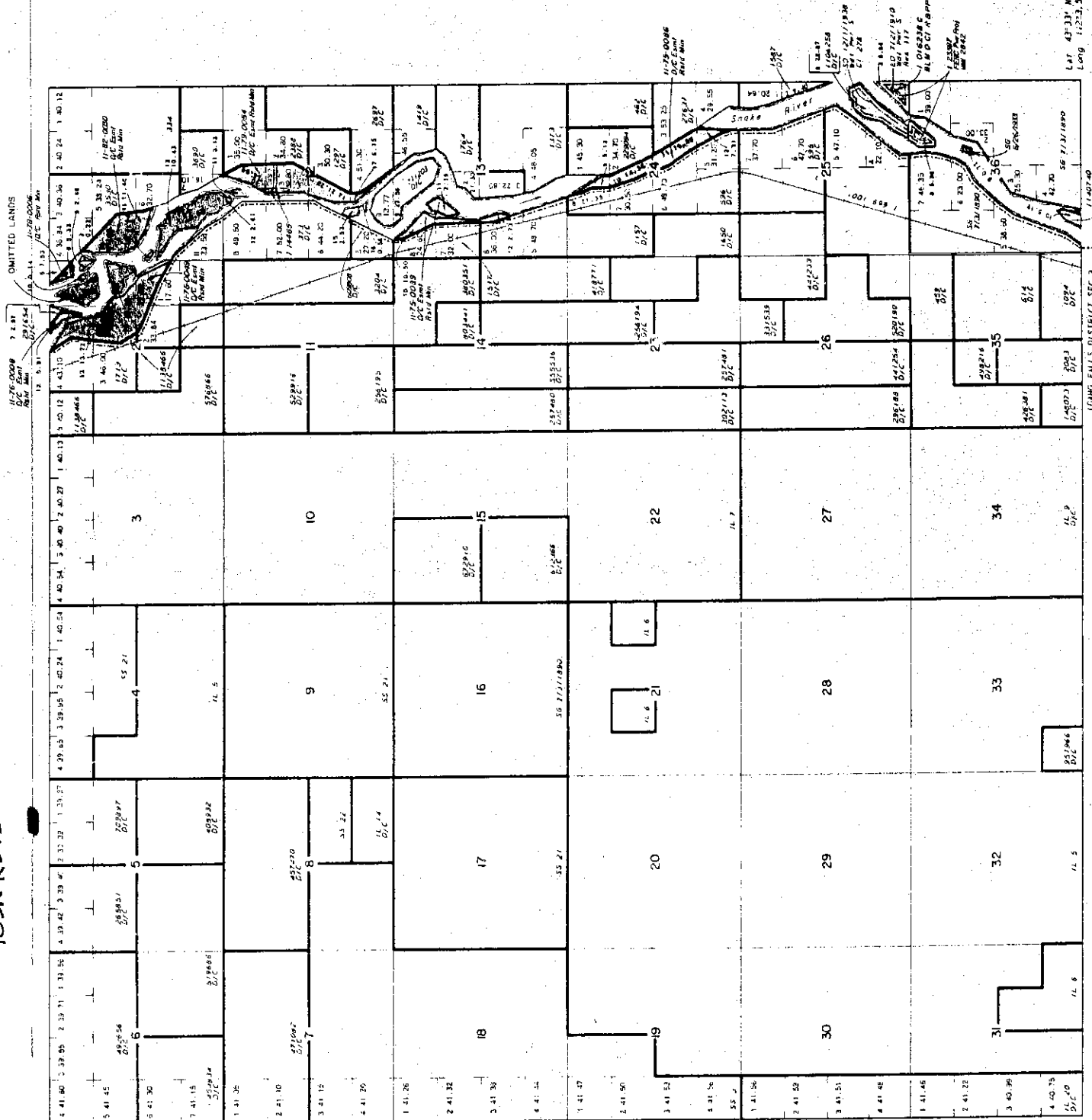
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

1 470) Offer of omitted lands to Preference Rights
Claimants pursuant to Act of Cong 5/31/1962

Sec 1: Lots 10, 11
Sec 2: Lots 8, 12, 13, 14, 15
Sec 13: Lots 10, 11, 12
Sec 24: Lots 9, 10, 11, 12



SCALE in Chords

IDAHO FALLS DISTRICT SEC 15

WARNING STATEMENT
This plot is the Bureau's Record of Title.

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THIS WITHDRAWAL AND FOR THE DATE OF THE ORIGINAL WITHDRAWAL.

Boys Me:

R. 31