

DEPARTMENT OF
WATER RESOURCES

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: See Attachment C
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: See Attachment C
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: See Attachment C
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See Attachment C
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 OBJECTIONS(S): See Attachment D

F. VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Blaine)

Fritz X. Haemmerle, 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.

(Signature of person filing objection)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

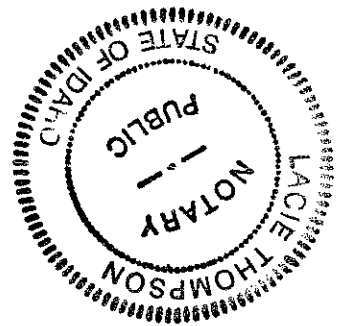
Sept. 11th, 2007

Lacie Thompson

Notary Public for Idaho

Residing at: Beltone, ID

My Commission Expires: 1/14/2008



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 Sept. 11th, 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
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: See Attachment B

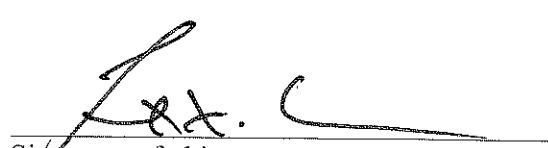
Address: _____

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

ATTACHMENT A – LIST OF WATER RIGHTS

37-191
37-334E
37-483
37-577BX
37-905A
37-905B
37-906
37-918
37-11483
37-11489
37-11657B
37-11659B
37-1661B
37-14296
37-21131
37-21138
37-21140
37-22157

ATTACHMENT B - ADDRESSES

1. 37-191, 37-483, 37-11483 and 37-11489:
J.D. Spring Creek Ranch LLC
17645 Hwy. 20
Bellevue, ID 83313
2. 37-334E and 37-577BX:
Blaine County School District #61
118 W. Bullion St.
Hailey, ID 83333
3. 37-905A:
Wayne and Larue Tingey
273 Old Saybrook Dr.
Boise, ID 83706
4. 37-905B:
Brend and Christiane Stipa
812 Douglas Ave.
San Marcos, CA 92069
5. 37-906:
City of Hailey
115 S. Main St. #H
Hailey, ID 83333
6. 37-918:
Henricus P. Week Wilder Family Revocable Trust
2687 Townsend Ct.
Sacramento, CA 95864
7. 37-11657B, 37-11659B and 37-1661B, and 37-22157:
Coyote Bluff Ranch LLC
P.O. Box 2063
Ketchum, ID 83340
8. 37-14296:
Gary and Betty Marcroft
P.O. Box 732
Hailey, ID 83333
9. 37-21131, 37-21138 and 37-21140:
Old Cutters Inc.
P.O. Box 4944
Ketchum, ID 83340

ATTACHMENT C - ELEMENTS

1. Name and Address: Hiawatha Canal Water Users Assc. of Lateral or Laterals
P.O. Box 669
Hailey, ID 83333
(208) 788-4903

3. Quantity:

37-191 = 0.572 cfs
37-334E = 0.042 cfs
37-483 = 0.60 cfs
37-577BX = 0.042 cfs
37-905A = 0.028 cfs
37-905B = .0.08 cfs
37-906 = 0.208 cfs
37-918 = 0.02 cfs
37-11483 = 1.338 cfs
37-11489 = 2.828 cfs
37-11657B = 0.132 cfs
37-11659B = 0.112 cfs
37-1661B = 0.092 cfs
37-14296 = 0.01 cfs
37-21131 = 0.036 cfs
37-21138 = 0.282 cfs
37-21140 = 0.034 cfs
37-22157 = 0.006 cfs

7. Purpose of Use: Mitigation (conveyance loss)

9. Place of Use:

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract
03N	18E	20		NENE			NWNE			SWNE			SENE
				NENW			NWNW			SWNW			SENW
				NESW			SESW						
				NESE			NWSE			SWSE			SESE

ATTACHMENT D

This right is claimed as mitigation (conveyance loss). The Hiawatha Canal Water users Association of Lateral or Laterals delivers water for its users. Part of that responsibility to make sure there is adequate conveyance loss in the system to deliver water rights. We monitor rights that have been claimed for forfeiture (or transfers) to make sure the conveyance loss for those rights continues to be recognized in the Hiawatha Canal. At the time of claims taking, we could not have know which rights would be recognized to be disallowed; therefore, we did not know what rights to claim for mitigation. This is why the Hiawatha Canal is now claiming portions of the disallowed rights.

Traditionally, the Idaho Department of Water Resources has recognized twenty percent (20%) for conveyance loss for any water right transferred out of the Hiawatha Canal.

All the rights were recommended as disallowed. Hiawatha Canal takes no position as to whether the rights were, in fact, forfeited or on what basis the rights were disallowed. Hiawatha is filing the objections to protect the remaining water rights in the Hiawatha Canal and to make sure there is sufficient water for conveyance loss.