



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

April 2, 2007

Gail & Jacqueline Blanchard
PO Box 145
Chester, ID 83421

RE: Subcase Nos. 21-106B, 21-4028, 21-12846, and 21-12848

Dear Gail & Jacqueline Blanchard:

Enclosed please find documents entitled "Standard Form 5 – Stipulated Elements of A Water Right" (commonly referred to as SF 5) which have revised recommendations attached. Pursuant to your objections, IDWR revised its recommendations to the water rights to correct clerical errors.

Please review the new recommendations, which are attached to the SF 5s. If all the information is correct, please sign and date the first pages of the originals and **initial the changes** on the pages entitled "Idaho Department of Water Resources Recommended Water Rights Acquired Under State Law". After you have signed and initialed the originals, please return them to me. The SRBA Court set an initial hearing for April 26th. It is our desire to file the documents prior to that date so that the hearing may be vacated.

If you have any questions regarding the enclosed documents, please do not hesitate to call me at: 287-4814.

Sincerely,

Becky J. Harvey
Becky J. Harvey
Paralegal

/bh
Enclosures

cc via email: Trent Galbraith, IDWR Water Agent

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 21-106B
(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: Gail Blanchard & Jacqueline Blanchard
Address: P.O. Box 145
Chester, ID 83421
Daytime Phone: 624-7011

Name & Address of Attorney, if any:

- none -

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

Name: Gail Blanchard & Jacqueline Blanchard
Address: P.O. Box 145
Chester, ID 83421

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: _____

TO3N R41E S13 LOT 7 NESE 20.00	TO3N R41E S13 LOT 5 NESW 5.80
TO3N R41E S13 LOT 7 NESESE 0.20	TO3N R41E S13 LOT 6 NWSE 20.00

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): _____

*Clerical error - omitted acreage amount in lot 7
as well as the legal description
for the 20.00 and the 0.20 acres.*

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

RIGHT NUMBER: 21-106B

NAME AND ADDRESS: JACQUELINE BLANCHARD
PO BOX 145
CHESTER ID 83421

GAIL BLANCHARD
PO BOX 145
CHESTER ID 83421

SOURCE: FALL RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 0.570 CFS

PRIORITY DATE: 07/16/1902

POINT OF DIVERSION:

T08N R41E S13 NESE Lot 7 Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.570 CFS

PLACE OF USE: IRRIGATION in FREMONT County

T08N R41E S13 Lot 5 NESW 5.80

T08N R41E S13 Lot 6 NWSE 20.00

T08N R41E S13 Lot 7 NESE 20.00

T08N R41E S13 Lot 7 SESE 0.20

~~T08N R41E S13 Lot 7 20.00~~

~~T08N R41E S13 Lot 7 NESE 0.20~~

46 ACRES TOTAL

Use of the rights listed below is limited to the irrigation of a combined total of 46 acres in a single irrigation season. Combined Right Nos.: 21-51A, 21-106B, 21-4028, 21-12846, 21-12848

This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.

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

SF5: 21-106B

SF5: 21-106B