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JAN 16 2008

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 37-11810
(Insert water right number)

Case No. 39576)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

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. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: Griffin Ranch Homeowners Association
Address: P.O. Box 434; Hailey, Idaho 83333
Name: Griffin Ranch P.U.D. Subdivision Homeowners Association, Inc.
Address: P.O. Box 434; Hailey, Idaho 83333
Name: James P. Speck (attorney for objectors)
Address: P.O. Box 987; Ketchum, Idaho 83340

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
2. ☐ **Source**
3. ☐ **Quantity**
4. ☐ **Priority Date**
5. ☐ **Point(s) of Diversion**
6. ☐ **Instream Flow Description**
7. ☐ **Purpose(s) of Use**
8. ☐ **Period of Year**
9. ☒ **Place of Use** See attached.

11. Recommendation:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

REASONS SUPPORTING RESPONSE:

Claimant's objection seeks to add a place of use on federal public land in trespass that was neither claimed nor recommended (NWSE, S08, T01N, R19E). Claim should not include federal public land.

E.

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 response)

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

Fredric W. Price
(Signature of person filing response)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: December 15, 2008



Casey R. O'Brien
Casey R. O'Brien

Notary Public for State of Idaho

Residing at: Nampa, ID.

My Commission Expires: 10-31-2009

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

E.

CERTIFICATE OF MAILING

I certify that on Jan 15, 2008, I mailed the original and copies of this response, 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:

Griffin Ranch Homeowners Assn.; c/o James P. Speck
P.O. Box 987; Ketchum, Idaho 83340

3. One copy to the party who filed the objection at the following address:

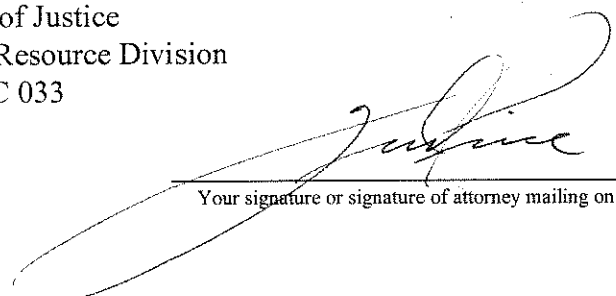
Griffin Ranch Homeowners Association
P.O. Box 434; Hailey, Idaho 83333
Griffin Ranch P.U.D. Subdivision Homeowners Association, Inc.
P.O. Box 434; Hailey, Idaho 83333
James P. Speck (attorney for objectors)
P.O. Box 987; Ketchum, Idaho 83340

4. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

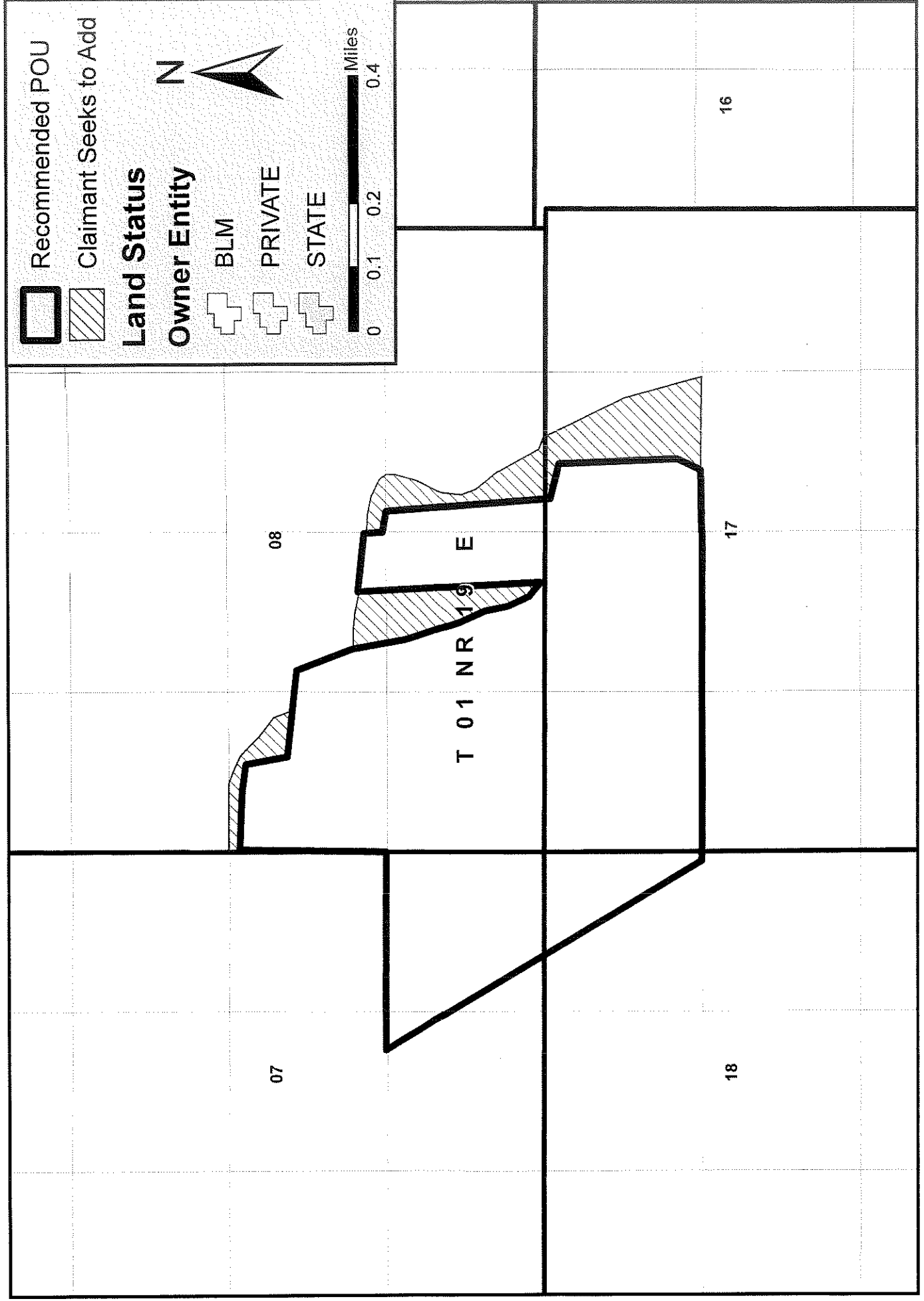
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

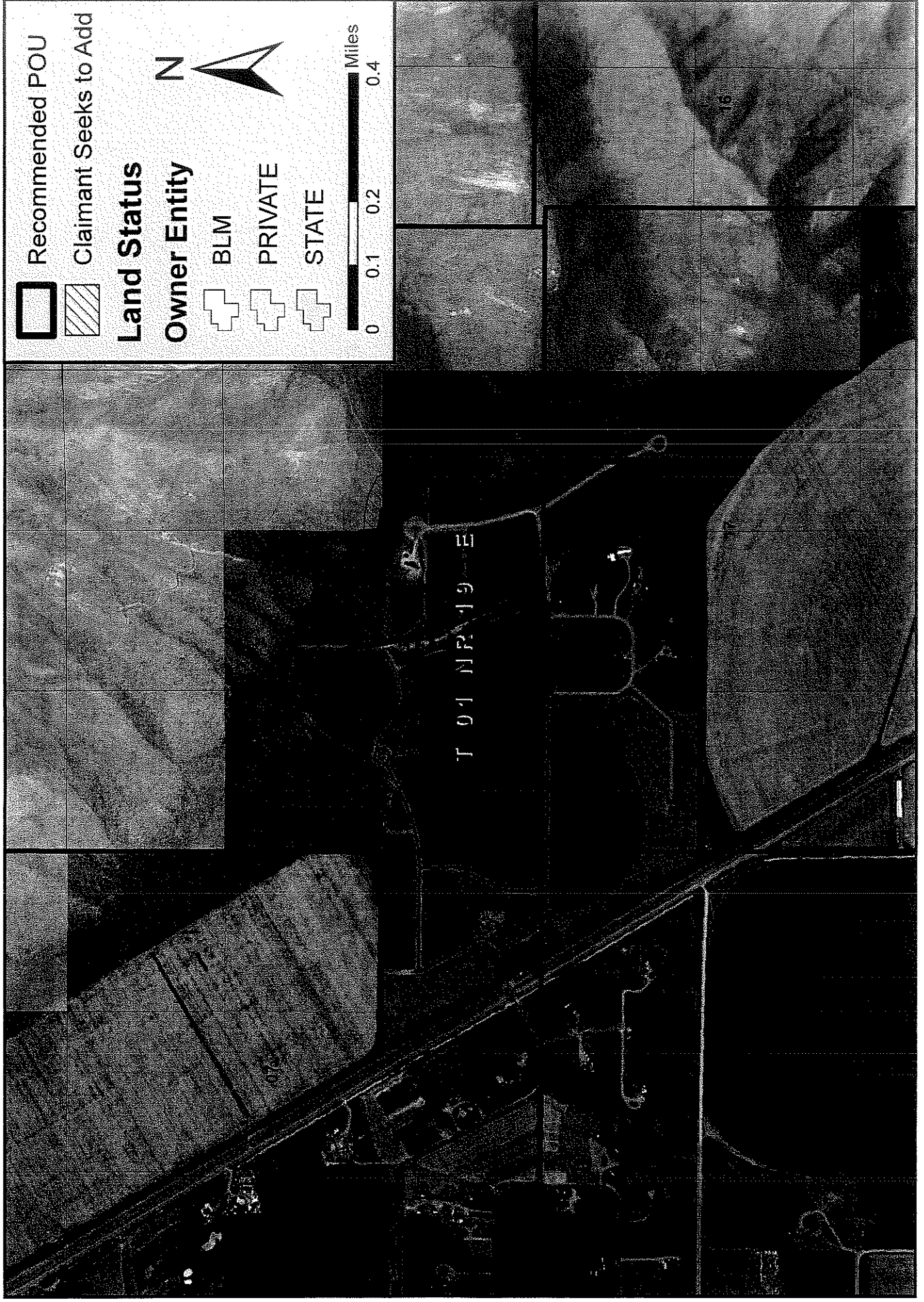


Your signature or signature of attorney mailing on your behalf

37-11807, 37-11808, 37-11809, & 37-11810
Griffin Ranch Subdivision



37-11807, 37-11808, 37-11809, & 37-11810
Griffin Ranch Subdivision



02/20/2007

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

RIGHT NUMBER: 37-11810

NAME AND ADDRESS: GRIFFIN RANCH HOMEOWNERS ASSN
C/O JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.480 CFS

PRIORITY DATE: 10/15/1884

POINT OF

DIVERSION: T02N R18E S36 NESWNW Lot 3 Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

3.480 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S07	SWSE	2.00	T01N R19E S07	SESE	35.00
T01N R19E S08	NESW	7.20	T01N R19E S08	NWSW	31.00
T01N R19E S08	SWSW	40.00	T01N R19E S08	SESW	32.00
T01N R19E S08	SWSE	6.80	T01N R19E S17 Lot 2 NWNE		17.00
T01N R19E S17	NENW	40.00	T01N R19E S17	NWNW	40.00
T01N R19E S18	NENE	14.00			

265 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 265 acres in a single irrigation season. Combined Right Nos.: 37-11807, 37-11808, 37-11809, 37-11810.

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

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

This right is a split from former right 37-665.

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

01/14/2008

WATER RIGHT NO. 37-11810

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GRIFFIN RANCH HOMEOWNERS ASSN
Current Owner	GRIFFIN RANCH P U D SUBDIVISION HOMEOWNERS ASSN INC C/O JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Original Owner	WOOD RIVER RANCH CO INC PO BOX 479 BELLEVUE, ID 83313 (208)788-2753
Original Owner	GGA LIMITED LIABILITY CO 11407 GRAVELLY LAKE DR TACOMA, WA 98499 (206)927-8233

Priority Date: 10/15/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

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Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	3.48 CFS	
Total Diversion			3.48 CFS	

Location of Point(s) of Diversion:

BIG WOOD RIVER	NESWNW	Sec. 36	Township 02N	Range 18E	BLAINE County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01N	19E	7		SWSE	5.3		SESE	35						
		8		NESW	40		NWSW	40		SWSW	40		SESW	40
				SWSE	20									
		17		NWNE	15									
				NENW	20		NWNW	40						
		18		NENE	15									

Total Acres: 310.3

Conditions of Approval:

1.	THIS CLAIM WAS PART OF ORIGINAL DECREED RIGHT NUMBER 37-00665. OWNERSHIP CHANGE MADE 6/13/95 BY TLB. WR RANCH-FORMER OWNER, GGA-NEW OWNER. BOTH SIGNATURES AND QUITCLAIM DEED INCLUDED. OWNERSHIP CHANGE MADE 5/16/96 BY TLB. 1/10/01 tf; Griffin Ranch PUD Subdivision Homeowners Assn Inc added as owner in addition to Griffin Ranch Homeowners Assn per 1409(6) and quitclaim deed received 2/17/00.
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Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

BLAINE COUNTY 013
TWIN FALLS DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

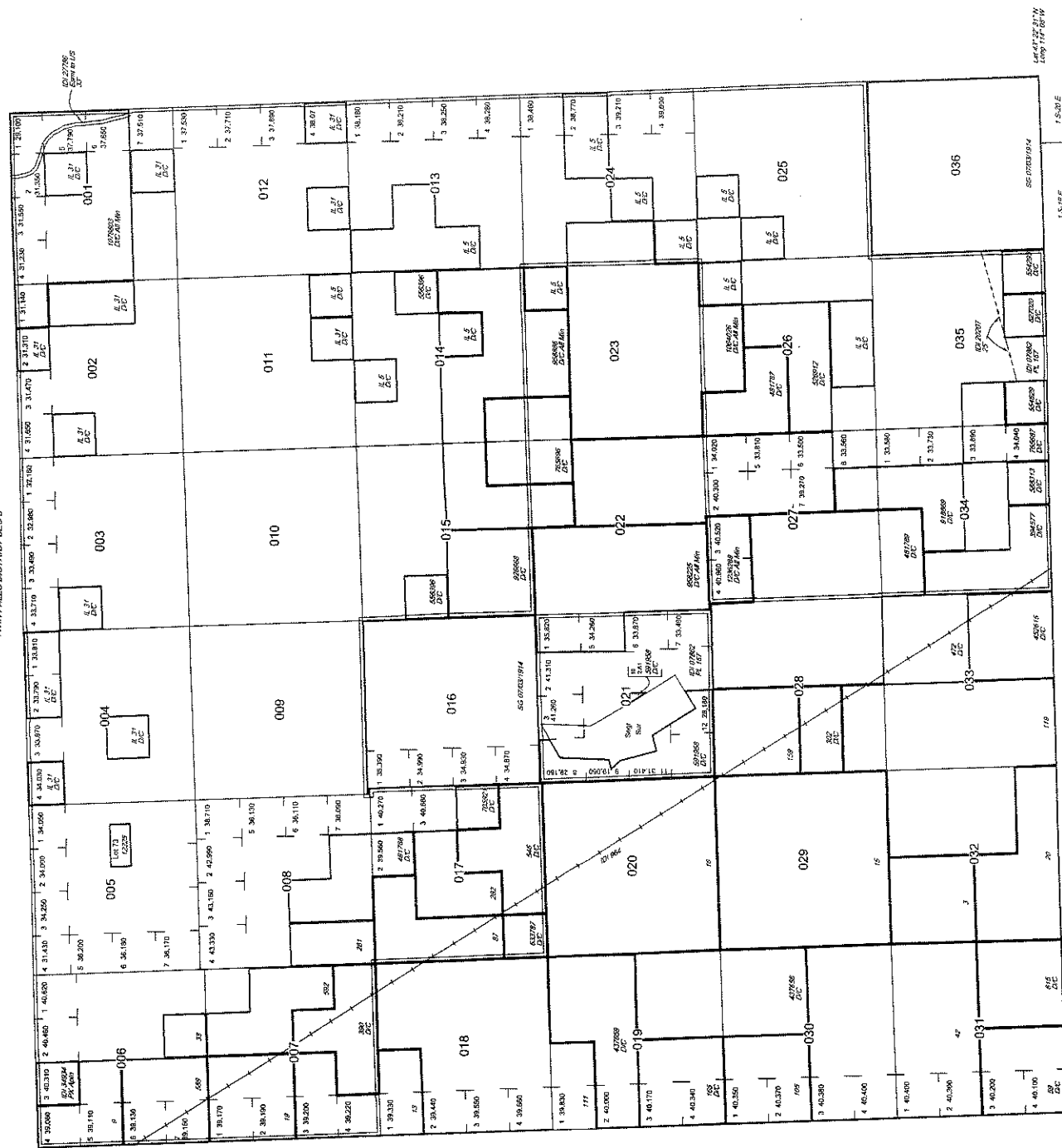
DDI 07862 Del PL 167 (Act of Cong) 07/23/1955)
completed 06/22/1960. All PD surface Mgmt by BLM

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

FILE REF: ID003701019EAT0000174mp
 CONTACTED TFF: 01/07/2004 BY: [REDACTED]
 LAST UPDATED: 01/07/2004 BY: [REDACTED]
 LAST VERIFIED: BY: [REDACTED]
 POSTED TO PUBLIC RECORDS:
 PUBLIC LAND SURVEY SYSTEM (PLSS)
 RUN GCS ACQUIRED: 09/19/2004
 USFS CFF ACQUIRED: N/A
 PROJECTED COORDINATE SYSTEM: UTM ZONE 11N, AD 1983
 NOTES:

USE PLAYS

30320 Mar.
T. 1 N
P. 19 E



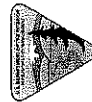
DISC 33167

This AEL should be used only as a graphic display of the Bureau of Land Management's (BLM) Record of Decision and Township survey data. Discrepancies between do not reflect title changes which may have been affected by lateral movements of river or other bodies of water. Refer to cadastral surveys for official information.

The modulus shown on withdrawals regresses the last action taken, but may not be the effective date. See the Relational Index for the date of this original withdrawal order.

no warranty is made by the Bureau of Land Management for use of the data for purposes not intended by BLM.

This warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of those data for individual use or for separate use with other data.



U.S. Bureau of Land Management - Idaho State Office
1387 S. Vinnell Way Boise, Idaho 83709
(208) 373-4000

