

63-07819

PUD- NW, NW, SE Sec 25

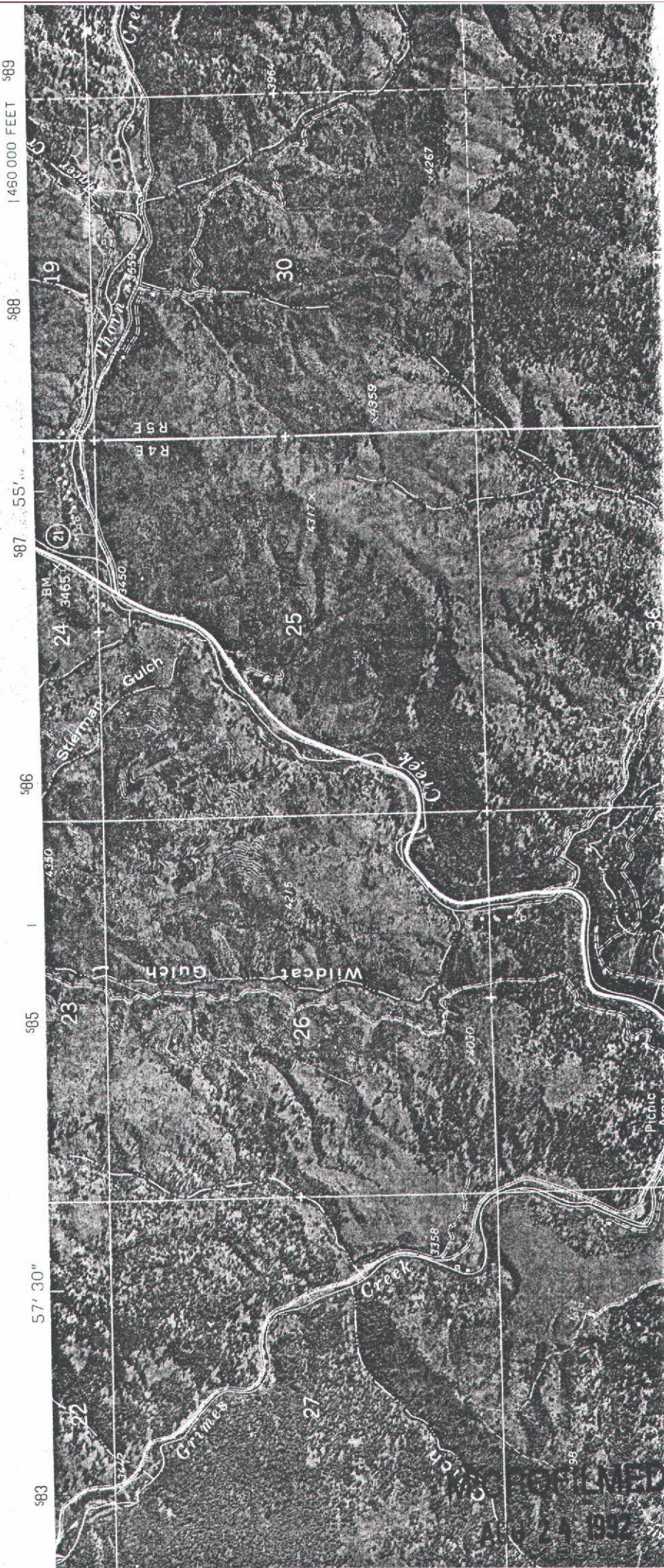
SW, 4E

DUNNIGA

7.5-MINUTE

1:450,000 FEET 589

R4E R5E



NOT FOR LINED
Aug 24 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-7819B
Date Received: 3/17/1989
Receipt No: M003034
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MANETTA G SCHRITE Phone: (208)392-4439

PO BOX 43
IDAHO CITY ID USA 83631

2. Date of Priority: 06/22/1973

3. Source: SPRING Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04E	25	NW NW SE	BOISE	

5. Description of diverting works:

SPRING BOX, 1/4 MI PIPELINE, 650 GAL RESEVOIR, GRAVITY TO HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	04E	25	SE	NW	DOMESTIC	

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-07819
Date Received: 3/17/1989
Receipt No: MOU3034
Received By: JS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MANETTA G. SCHRITE 208-392-4439
Address: P.O. BOX 43
IDAHO CITY, ID 83631
2. Date of Priority: JUN 22, 1973
3. Source: SPRING Trib. to: MORES CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04E	25	NW	NW	SE		BOISE
5. Description of diverting works:
SPRING BOX, 1/4 MI PIPELINE, 650 GAL RESEVOIR, GRAVITY TO HOUSE
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/ ONE HOUSEHOLD
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04E	25	SE	NW		DOMEST	
11. Place of use in counties: BOISE

A63-07819

Page 1

Date: 03/17/89

MICROFILMED
AUG 24 1992

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A6303449

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Manetta G. Schrite* Date: 3/17/89
Date: _____

State of Idaho)
County of Boise) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of March 19 89

Anna Baumgart
Notary Public

Seal

Residing at Boise Idaho
My Commission Expires 12-7-1994

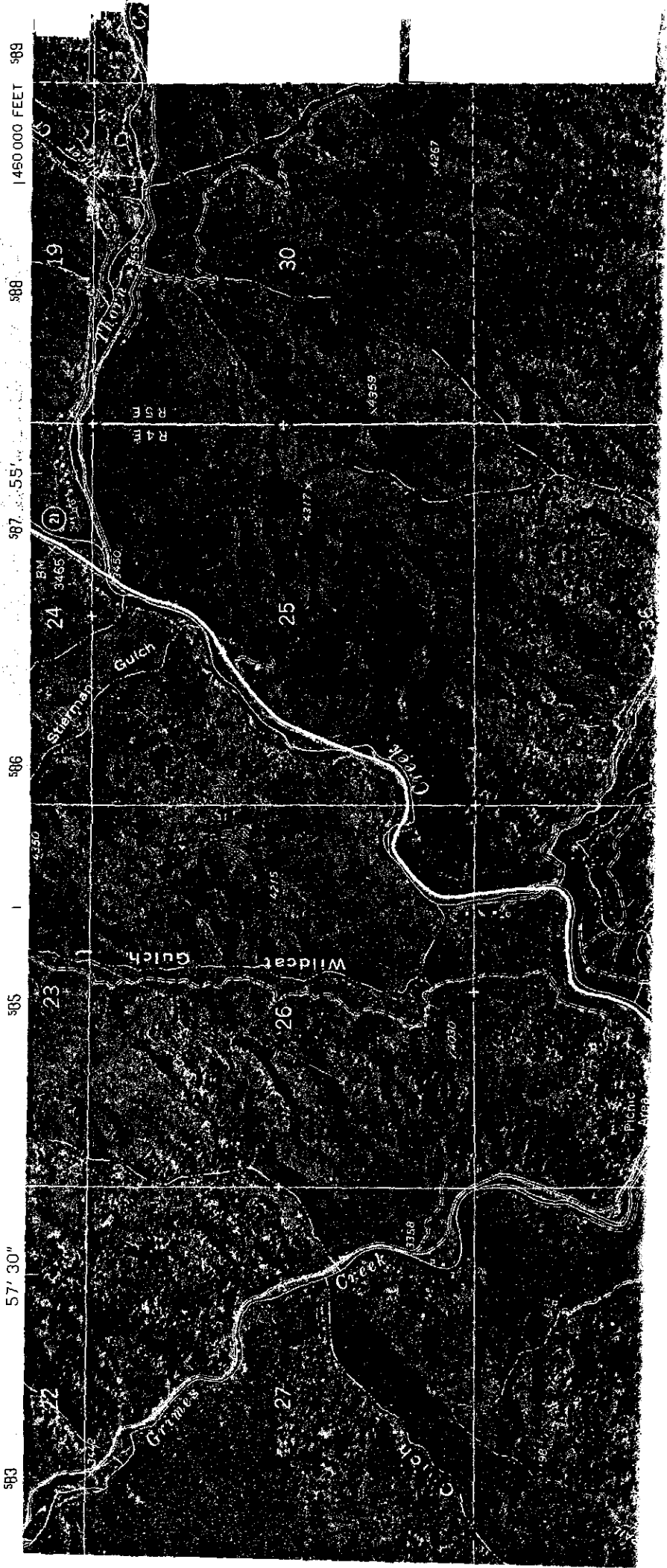
63-07819

POD: NW, NW, SE, SE 25

SW, 4E

R4E R5E

DUNNIG,
7.5-MINUTE
1:450,000 FEET 988



02/26/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7819B

NAME AND ADDRESS: MANETTA G SCHRITE
PO BOX 43
IDAHO CITY ID 83631

SOURCE: SPRING

TRIBUTARY: MORES CREEK

QUANTITY: 0.04 CFS
1.2 AFY

USE OF THIS RIGHT WITH RIGHT NO. 63-3449 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF .04 CFS.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/22/1973

POINT OF DIVERSION:

T05N R04E S25 NWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: DOMESTIC Within BOISE County

T05N R04E S25 SENW

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: License

DOMESTIC USE IS FOR 1 HOME

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)**

CLAIM NO(s). A163-7819B

1. No Change NAME IS SAME ✓
NEW OWNER: _____
No Change ADDRESS ✓
NEW ADDRESS: _____

2. No Change - DATE OF PRIORITY: Completed evidence submitted
Incomplete - Claimant should be asked during the exam when was water first
used and submit proof of date of priority.

Priority date, per claimant, is: 06/22/1973
(If the priority date, based on your exam, seems questionable, explain below.)

Claimed as licensed

3. No Change — SAME SOURCE ✓
Source is different than that claimed:

Source found: _____

4. No Change — POINT OF DIVERSION ✓
Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. No Change - DESCRIPTION OF DIVERTING WORKS ✓
Incomplete description, list below:

6. No Change - WATER USES ✓
Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. No Change - TOTAL VOLUME

Incomplete on claim, the total is, Amount _____ CFS _____ AFA

Changes found, the new total is, Amount _____ CFS _____ AFA

8. No Change - NON-IRRIGATION USES:

Changes Exam found:

Domestic # of homes: 1 Stock # _____ List types: _____

Additional comments: _____

9. No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

* Wheat combined with 63-3449 cannot exceed .04 CFS or/and
13,000 gallons per day. Includes external use.
ID Dept of Lands filed overlapping claim (IDOL administers land
AZ POD), A63-7819A.

SYSTEM DIAGRAM INCLUDED

Shown on GIS Layout

NA

CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 01/25/2002

FIELD EXAMINER:

MARIA MINICUCCI

Print Name

[Signature]
Signature

ADJUDICATION MEMORANDUM

CLAIM NO.: A63-3449, A63-7819B SUBJECT: Domestic Spring

EMPLOYEE: M Minicucci DATE: 01/25/2002

Per telephone conversation with Ms. Doretha Schrite,

House originally used a spring located below
the house. Water had to be carried to the house + yard at one time.
In 1973, spring above house was developed and lower
spring abandoned. This is the only spring used at
the house. ^{Upper location}

System consists of a pipeline from the spring to
a small reservoir, then gravity flow to the house.

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 63-7819 Priority June 22, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that Charles &/or Manetta Schrite
of Idaho City, Idaho, has complied with the terms and conditions of Permit
No. 63-7819 issued pursuant to Application for Permit dated June 22, 1973,
and has submitted proof to the Department of Water Administration on July 25, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from an unnamed spring,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.04</u> cfs and	<u>1.2 acre feet</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the NW 1/4 of Sec. 25,

Twp. 8 N, Rge. 4 E, B. M. in the County of Boise

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	
<u>5 N</u>	<u>4 E</u>	<u>25</u>							X						

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26th day of
August, 19 74.

Director
by A. KENNETH DUNN, Admin.

63-7819

TOTAL ACREAGE

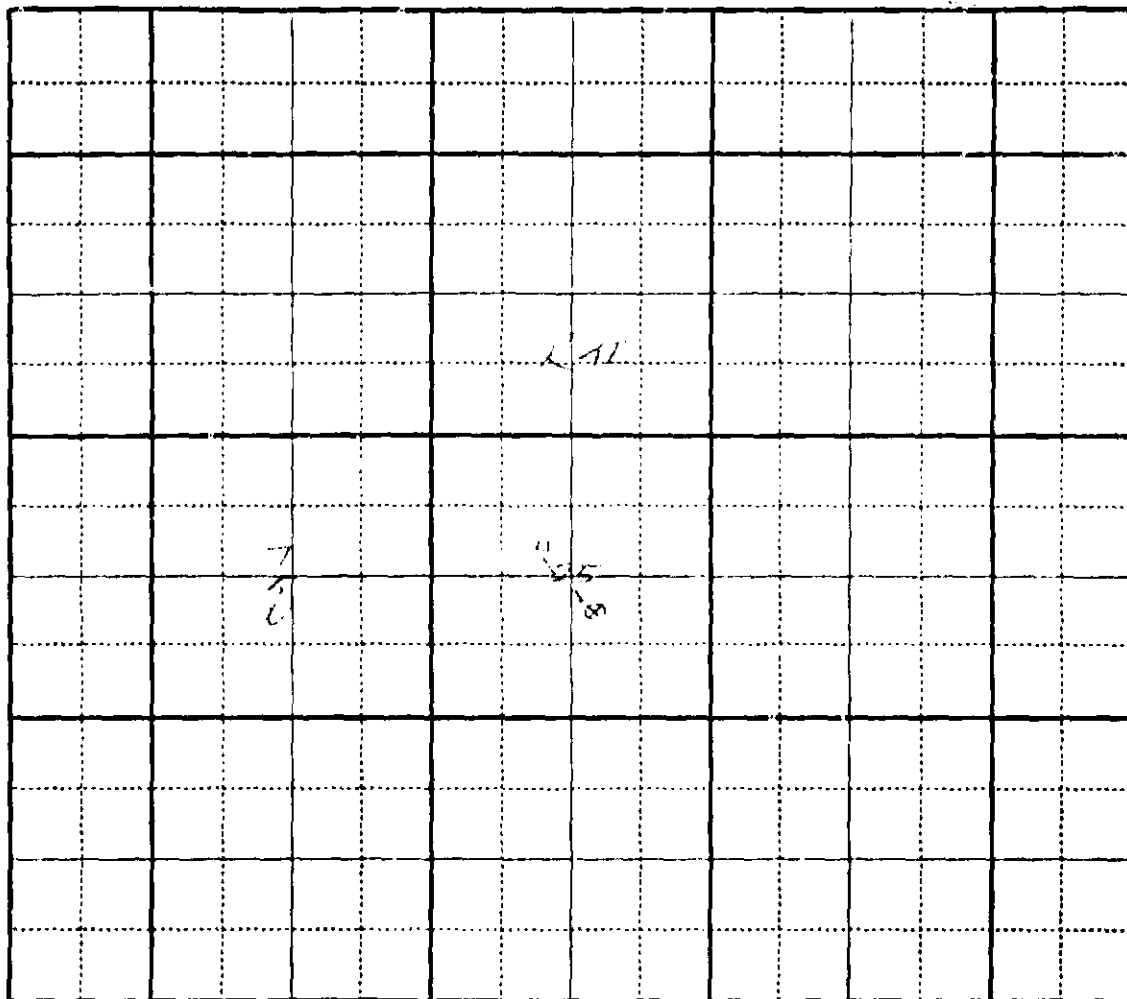


Diagram of System

63-7819

DATE OF EXAM 25 Aug 1974

ACREAGE
Found _____
Recommended 1.1

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Domestic Q = 0.09 c.f.s. V = 1.2 AF/Ann. from June 1 to Dec 31
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 0.09 cfs Method of measurement est.

Total Q recommended 0.09 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 AF/Ann.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

Standard Q & V.

SYSTEM DESCRIPTION:

400' x 16" plastic pipeline from spring to existing pipeline
to house.

REMARKS

Domestic Use over house at house irrigation

Examiner's Signature W. Clayton Hannon Date 33 Aug 1974

Checked by _____ Date _____

Approved by _____ Date _____

MICROFILMED

63 7819

[illegible]

c. Describe any other water rights used for the same purposes as described above. 63-3449 spring
under this license does not supply sufficient water.

9. a. Who owns the property at the point of diversion STATE OF IDAHO
b. Who owns the land to be irrigated or place of use APPLICANT
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Will get easement from Land Department.

10. Remarks Transmission line will also cross Forest Service land. Have permit under
63-3449.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3449 V1

WATER RIGHT NUMBER: 63-3449 V1

7819

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MANETTA G SCHRITE PO BOX 43 IDAHO CITY, ID 83631 (208)392-4438
Original Owner	LEWIS D ROWELL PO BOX 4033 IDAHO CITY, ID 83631

Priority Date: 05/21/1965

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	MORES CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.020 CFS	1.20 AF
<u>Total Diversion:</u>		0.020 CFS	1.20 AF

Location of Point(s) of Diversion

SPRING

BOISE County

NW1/4NW1/4SE1/4

Sec. 25, Twp 05N, Rge 04E, B.M.

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	04E	25								X									

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. RP 05N04E254260

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3449 V1

Comments:

1. CORR1 2/14/1997 COPIED FROM REMARKS

Comment: POD CHANGED IN 1973.

63-07819 Priority 6/22/1973

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Licensed To Schrite

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 32370/63-3449

This proof is for Beneficial Use In Water District No.

1. Name of applicant LEWIS D. ROWELL, Idaho City, Idaho
2. Source of water supply: spring
3. Location of point of diversion: Is in the NE 1/4 of Section 25
T. 5 N. R. 4 E. County of Owyhee

Describe works as they exist, giving dimensions and capacities of same:
pipeline to storage tank to dwelling

5. Water is used for: domestic
6. State whether or not water has been turned into works of diversion:
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4, Sec. 25, T. 5 N. R. 4 E. B.M. (place of use)
Very small dog at this place

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:
Domestic system buried pipe line
to storage tank and to house.
About 400 + gal storage tank
Water source is a spring

This examination was made on the 12 day of May, 1971

(Signed) James Bochen Examiner

63 3449

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

AJ5808NP
(00-26)

WATER RIGHT NUMBER - A63-07819 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -
+ - - - - LAST NAME - - - - + + - - - - FIRST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
SCHRITE

MANETTA G.

1 - P.O. BOX 43

2 -

3 -

CITY- IDAHO CITY

PHONE - 208-392-4439

STATE- ID ZIP- 83631

+ - - - - PRIORITY DATE - - - - + + - - - - REGION - - - - + + - - - - STAGE - - - - + + - - - - STATUS - - - - +
06/22/1973 14 WESTERN L - LICENSE

+ - - - - SOURCE - - - - - + + - - - - TRIBUTARY - - - - - + + - - - - TRIBUTARY - - - - - +
SPRING MORES CREEK

+ - - - - RNG SEC TRACT LOT RFLG COUNTY POINT OF DIVERSION - - - - - + + - - - - STREAM INDEX (BLANK IF NO INDEX CODE) - - - - - +

05N 04E 25 NW NW SE (15) BOISE

+ - - - - CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME + - - - -
43 - DOMESTIC 01/01 12/31 0.040

+ - - - - TOTAL DIV. RATE - - - - + + - - - - TOTAL DIV. VOLUME - - - - + + - - - - TOTAL DIV. CAPACITY - - - - + + - - - - TOTAL CONSUMPTIVE USE - - - - + + - - - - KW USAGE - - - - +
0.040

+ - - - - TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY + - - - -
05N 04E 25 SE NW (15) BOISE

+ - - - - DIVERSION MEANS - SPRING BOX, 1/4 MI PIPELINE, 650 GAL RESEVOIR, GRAVITY TO HOUSE

+ - - - - NON-IRRIGATION USE - D/ ONE HOUSEHOLD

+ - - - - OTHER RIGHTS FOR SAME USE - A6303449

+ - - - - REMARKS - - - - - + NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - + NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - + NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - - - - DECREE DATE - - - - +
00/00/0000

+ - - - - AUDIT FIELDS - 03/17/89 BAUMHOFF

WATER RIGHT NUMBER - A63-07819

PREFIX TRANSLATION: ADJUDICATION CLAIM

NO COMMENTS FOUND

ADJUDICATION RIGHTS DATES AND FLAGS AREA

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 06/03/1985	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 03/17/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- M003034	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-		

RP05N04E254260

VERIFIED

AUG 0 6 1991

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statements
Project Records
IDWR Records

CERTIFIED
AUG 18 1991
WATER EXAMINER

DATA ENTRY
ENTERED
CHECKED

JAN 31 2003

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 63-07819B
)
Case No. 39576)
)
) STANDARD FORM 1
) OBJECTION
)

B. NAME AND ADDRESS OF PERSON OBJECTING

Daytime Phone: (208) 334-0200

Attorney Name: LAWRENCE G. WARDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER
Deputy Attorney General
Idaho Department of Lands

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

Attorney Phone No. (208) 334-2400
Idaho State Bar # 2597

COPY

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

Name: Maneta G. Schrite
Address: PO Box 43
Idaho City, ID 83631

D. I object to the following elements as recommended in the Director's Report.

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: The description should include a statement that the place of use does not include Public school endowment land.
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 OBJECTION(S):

The purpose of this objection is to correct the legal description of the place of use. The State of Idaho, through the Idaho Department of Lands, is the owner of the lands described as the place of use in the Director's Report. This land is Public School endowment land. However, the state understands that the claimant owns a patented mineral claim and that the claimant's use of water occurs on this patented mineral claims. This objection may be resolved by a statement in the place of use description that the place of use does not include state public school endowment land.

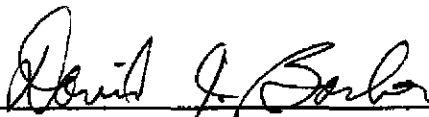
F. VERIFICATION

State of Idaho)
) ss.
County of Ada)

David J. Barber, being first 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 (6), 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
DAVID J. BARBER
Deputy Attorney General
Idaho Department of Lands


By Attorney signing in representative capacity

Subscribed and sworn to before me on: 1-30-03
(Insert Date)




Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2/8/06

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 January 30, 2003, 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
P.O. Box 2707
Twin Falls, Idaho 83303-2707

U.S. MAIL

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

Manetta G. Schrite
PO Box 43
Idaho City, ID 83631

U.S. MAIL

3. Copies to:

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

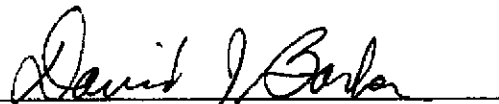
STATEHOUSE MAIL

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

(not applicable)

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

U.S. MAIL



Signature of Objector or attorney
Mailing on Objector's behalf



RECEIVED

JAN 31 2003

Department of Water Resources

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

January 30, 2003

Manetta G. Schrite
PO Box 43
Idaho City, ID 83631

Re: Objection to Notice of Claim No. 63-07819B.

Dear Ms. Schrite:

With much reluctance today, I filed on behalf of the Idaho Department of Lands an objection to Notice of Claim No. 63-07819B. I understand that you are the claimant. The purpose of this objection is to correct the legal description of the place of use. The State of Idaho, through the Idaho Department of Lands, is the owner of the lands described as the place of use in the Director's Report for this claim. However, the state understands that you own a patented mineral claim and that your use of water occurs on this patented mineral claim. We have no objection to your use of water on your private property. Rather, we hope to make a clerical change in the description of the place of use that would add a statement that the place of use does not include state public school endowment land.

I regret any inconvenience that this objection may cause.

Sincerely,

A handwritten signature in cursive script, reading "David J. Barber".

DAVID J. BARBER
Deputy Attorney General
Natural Resources Division

DJB/ov

cc: Honorable Roger Burdick
David Tuthill