

JUN 30 2011

DEPARTMENT OF
WATER RESOURCESIN 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 75-14236
(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: (208) 373-3831 (Fred Price)

Name & Address of Attorney, if any:
David L. Negri (208) 334-1936 phone, (208) 334-1414 fax
United States Department of Justice
Environment and Natural Resource Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

James R. & Cathleen Tippet
P.O. Box 15
Carmen, ID 83462

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: POD legal description should be in T23N rather than T22N.
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:
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):**

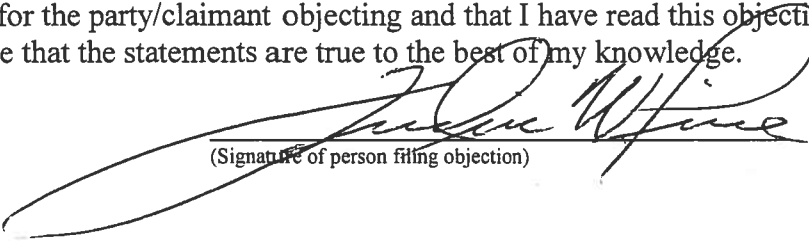
The United States of America, through the Bureau of Land Management, is the owner of the land described as the Point of Diversion ("POD") within the Amended Director's Report that was attached to the Standard Form 5 filed with the court on 06-22-11. The claimant is not authorized to divert from federal public land and there is no POD located where described. Claimant's water right should not include a POD on federal public land. BLM believes the description of federal public land as a POD is a typographical error and that the POD should be described in T23N on private land.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of ADA)

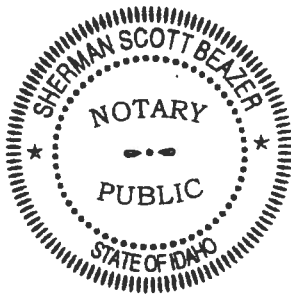
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 28th, 2011




Sherman Scott Beazer

Notary Public for State of Idaho
Residing at: Boise
My Commission Expires: 12-10-2015

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 June 28, 2011, 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:

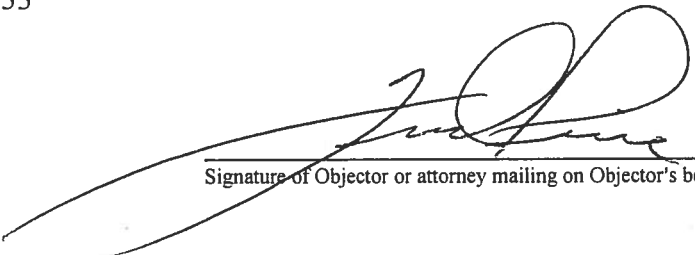
James R. & Cathleen Tippet
P.O. Box 15
Carmen, Idaho 83462

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
Natural Resources Section
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

ADR attached to
06-22-11 SF-5
(previously disallowed)

04/21/2011

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

RIGHT NUMBER: 75-14236

NAME AND ADDRESS: JAMES R TIPPETT
CATHLEEN TIPPETT
PO BOX 15
CARMEN ID 83462

CT

W.T.
AB

POD contains a typo in township:
T22N should be T23N. The Notice
of Claim also contains this typo, so
it will have to be amended.

SOURCE: CARMEN CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 04/01/1915

POINT OF
DIVERSION:

T22N R22E S35 NENW Within LEMHI County BLM

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	0.020 CFS
IRRIGATION	04/01 10/31	0.020 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S03 Lot 2 NWNE 1.40 T22N R22E S03 SWNE 2.70

STOCKWATER same as IRRIGATION

4.1 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 4.1 acres in a single irrigation season. Combined Right Nos.: 75-69F, 75-70F, 75-2025C, 75-10061J, 75-10062H and 75-14236.

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 - Beneficial Use

Original Notice of Claim

Form No. 42-1409 (2) a 1/88 (Internet)

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: 75-39576-14236
Ident. Number 8-205
Date Received 8-205
Receipt Number 078740
AUG 25 2005
DEPARTMENT OF
WATER RESOURCES

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

RECEIVED
SEP 02 2005
Department of Water Resources
RECEIVED
AUG 22 2005
DEPARTMENT OF
WATER RESOURCES

Please type or print clearly

1. Name of Claimant (s) JAMES R TARNETT or Carmen Phone (208) 756 4594
Mailing Address P.O. Box 15 Carmen ID Zip 83402
2. Date of Priority (Only one (1) per claim) 4/1/1915
3. Source of water supply (a) CARMEN CREEK
which is tributary to (b) SALMON RIVER
4. a. Location of existing point of diversion is: Township 22N Range 22E Section 35,
1/4 of NE 1/4 of NE 1/4 Govt. Lot, B.M., County of LEMHI
Additional points of diversion if any: DITCH AND HEADGATE
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____
1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DITCH FROM CARMEN CREEK

The POD is erroneously described in T22N, since the source (Carmen Creek) does not exist in the claimed location. If the claim were amended to be in T23N, then it would describe a POD on Carmen Creek.

Original Notice of Claim

6. Water is claimed for the following purposes: (both dates are inclusive) (cfs) (acre feet)
- For Stockwater irrigation pasture purposes from 4/01 to 11/01 amount 0.1 or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 0.1 CFS (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater 3 SHEEP 2 HORSES
10. Description of place of use:
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
22N	22E	3			<u>3.1</u>	<u>2.1</u>													4.2 <u>past</u>

Total number of acres irrigated 4.2

11. In which county (ies) are lands listed above as place of use located? LEMMING
12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
A75 10062H, 10061T, 00063E, 00070E 10062H or None ()
14. Remarks: THIS IS A RIGHT SPLIT FROM FORMER RIGHT
75-14047.
ADDRESS OF USE IS 70 PARDONER RD CARMEN IDAHO

Last Name TIPPETT Ident No. 75-14236

Original Notice of Claim

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

James R. Tippet
Catherine T. Tippet

Date 29 July 05

Date July 29, 2005

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____

County of Lemhi

SS.

Subscribed and sworn (or affirmed) before me this

29th

day of

July

18 2005

Notary Public

Robert E. Foster

Residing at

Salmon, ID

My Commission Expires

02-16-07

Please Print Name

17. Notice of Appearance

Notice is hereby given that _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name

Tippet

Ident. Number

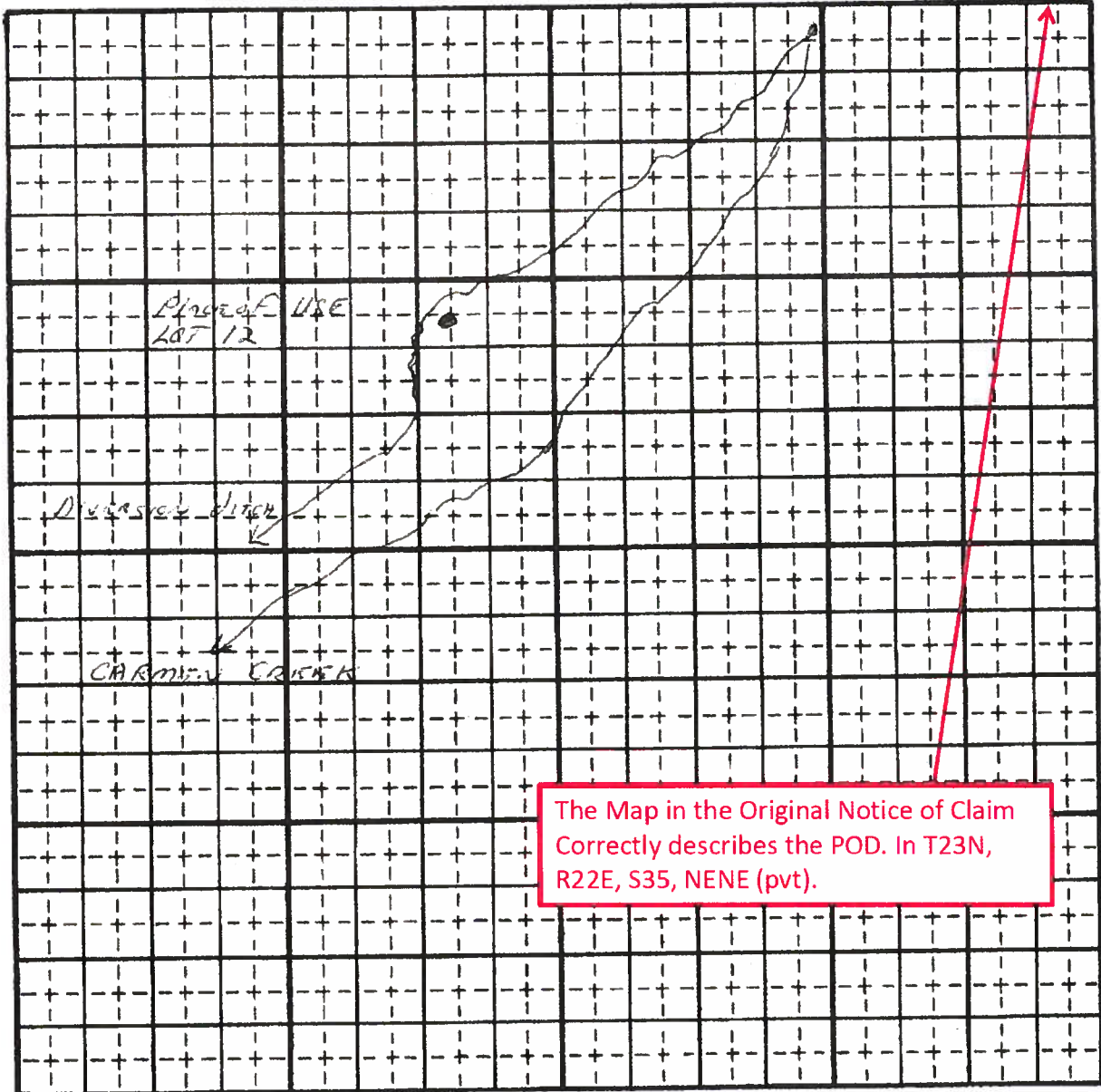
75-14236

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Original Notice of Claim

NE 1/4 of NE 1/4
S35 R22E T23N
POINT OF DIVERSION



Last Name

TIPPETT

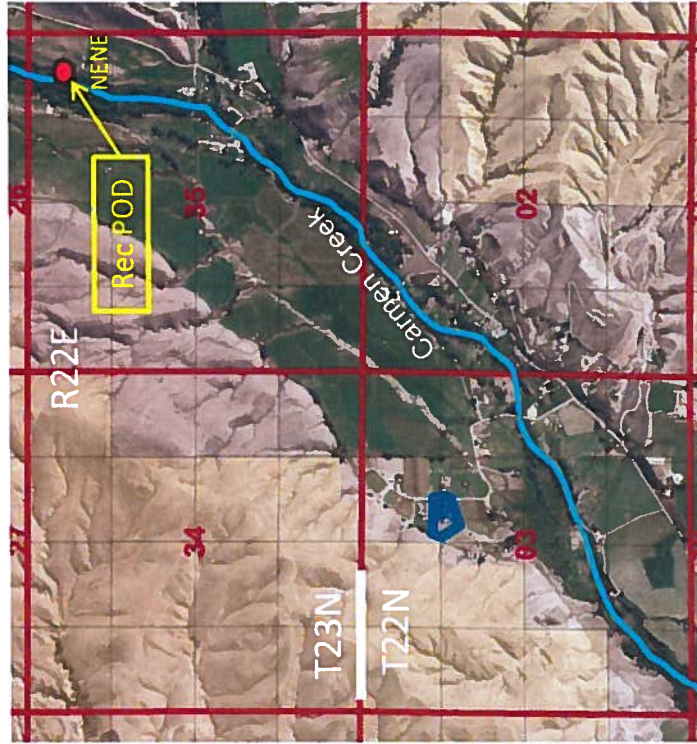
Ident No.

75-14236

75-14236, Tippet



Carmen Creek does not pass through T22N, R22E, S35 (BLM)(incorrect location)



Carmen Creek does pass through T23N, R22E, S35, NENE (pvt) (correct location). Also, the IDWR Rec POD is located within this legal description.

LEHIGH COUNTY 059
ORDINANCE NO. 15 DISTRICT SEC. 3STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS[illegible]

EO: 20076 Doc PL 167 (Act of Cong 67 23 1043)
 computed DN13 1047 All PD surface maps by BLM

See Congressional Past approved 10/1/2010 for official scores affecting legal submissions

Sept 11 14

Period 7 (p)

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Reference	Year	Country	Sample Size	Study Design	Outcome
1	2010	USA	1000	Case-control	OR = 1.5 (95% CI 1.2-1.8)
2	2011	UK	500	Cohort	HR = 1.2 (95% CI 1.0-1.4)
3	2012	Canada	200	Case-control	OR = 1.8 (95% CI 1.5-2.1)
4	2013	France	300	Cohort	HR = 1.1 (95% CI 0.9-1.3)
5	2014	Germany	150	Case-control	OR = 1.6 (95% CI 1.3-1.9)
6	2015	Italy	800	Cohort	HR = 1.3 (95% CI 1.1-1.5)
7	2016	Spain	400	Case-control	OR = 1.7 (95% CI 1.4-2.0)
8	2017	Sweden	600	Cohort	HR = 1.2 (95% CI 1.0-1.4)
9	2018	Japan	250	Case-control	OR = 1.9 (95% CI 1.6-2.2)
10	2019	Australia	350	Cohort	HR = 1.1 (95% CI 0.9-1.3)
11	2020	South Korea	120	Case-control	OR = 1.4 (95% CI 1.1-1.7)
12	2021	India	900	Cohort	HR = 1.3 (95% CI 1.1-1.5)
13	2022	Brazil	700	Case-control	OR = 1.6 (95% CI 1.3-1.9)
14	2023	China	1100	Cohort	HR = 1.2 (95% CI 1.0-1.4)
15	2024	USA	1300	Case-control	OR = 1.5 (95% CI 1.2-1.8)

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[illegible][illegible]

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Page 10 of 10

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FOR ORDERS EFFECTING DISPOSAL OR USE OF

UNIDENTIFIED LAND REFINED AND/OR
MISCELLANEOUS DOCUMENTS

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	DATE	TIME
ED	11/11/90	CALIFORNIA
ED	11/11/90	CALIFORNIA

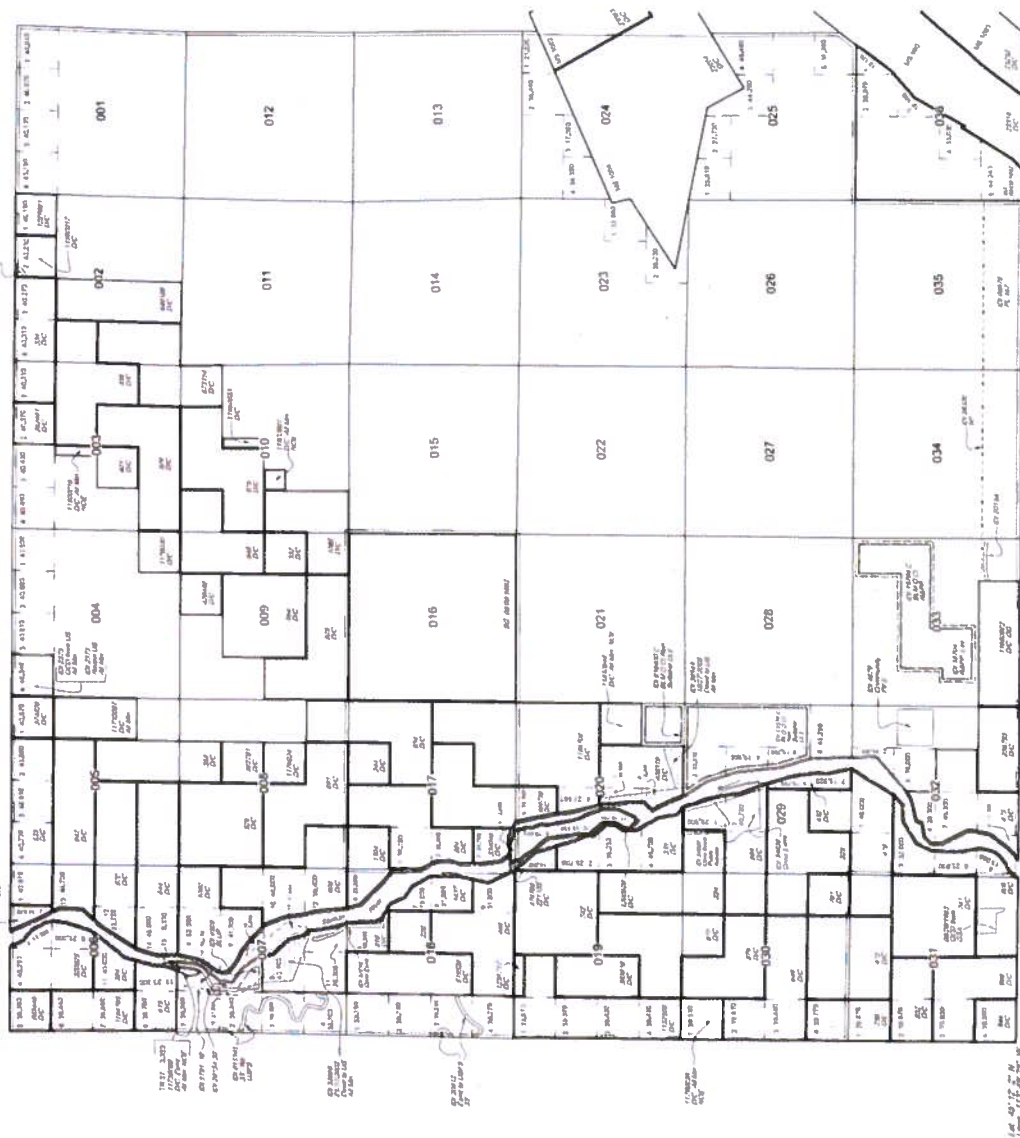
FOOTED TO PUBLIC RECORDS MAY 1 2011
PT

JOHN E. LAUREL, JR. 1000 N. 10TH ST. (P. 553)
 1000 N. 10TH ST. 1000 N. 10TH ST.
 1000 N. 10TH ST. 1000 N. 10TH ST.

FILED IN COURT	FILED IN COURT	FILED IN COURT
FILED IN COURT	FILED IN COURT	FILED IN COURT

USA MAPS

Journal of Management Education 36(8)



DECLINING A

It is a good idea to consult a lawyer about the use of a Last Testamentary Will. A lawyer can help you understand the legal consequences of your decision to make a will, and can help you draft a will that meets your needs. A lawyer can also help you understand the legal consequences of your decision to make a will, and can help you draft a will that meets your needs.



U.S. Bureau of Land Management - Idaho State Office
1357 S. Vermont Way, Boise, Idaho 83726
(208) 373-4300

