

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

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

Case No. 34-11580
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

MAR 19 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to: THE U.S. DEPT OF INTERIOR (BLM) CLAIMING ANY WATER RIGHTS UNDER THEORIES THAT WATER RIGHTS WERE ESTABLISHED THROUGH A FEDERAL RESERVATION OF WATER BY EXECUTIVE ORDER DATED APR. 17, 1926, DWP No. 107.

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

I OBJECT TO ALL ASPECTS OF THIS CLAIM BECAUSE THERE IS NO SOURCE OF WATER IN THE DESCRIBED AREA EXCEPT OCCASIONAL RUNOFF

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

THE DIRECTOR'S REPORT SHOULD BE CHANGED TO RECOMMEND DISALLOWANCE OF THIS CLAIM.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. (1) MAP OF AREA OF

ALLEGED CLAIM, (2) COPY OF RLM CLAIM

I REQUEST THE RIGHT TO SUBMIT FURTHER
DOCUMENTATION AT A LATER DATE IF NECESSARY

VERIFICATION (Must be Completed)

State of IDA

County of CUSTER

GORDON FULTON, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Gordon Fulton
Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

199 2 Subscribed and sworn to before me this 15th day of March,

Cecelia Jane Hughes
Notary Public for County of Blaine, Idaho
Residing at: Blackfoot, Idaho
My Commission expires: 3-11-98

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 17 day of MARCH, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

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

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name:

U.S. DEPT OF INTERIOR (BLM)

Owner's address:

ID. STATE OFFICE

3380 AMERICAN TERRACE

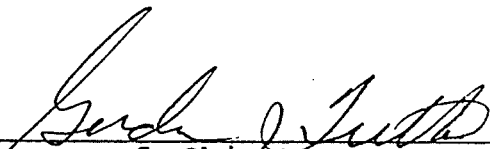
BOISE ID. 83706

3. One copy to:

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

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

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

DATE: 4
PAGE: 2

RIGHT
NUMBER

NAME & ADDRESS

PRIORITY
DATE

PURPOSE OF USE
FROM TO

MAXIMUM
QUANTITY

BAI:

SOURCE: SPRING

TRIBUTARY: WILLOW CREEK

34-11580

UNITED STATES OF AMERICA ACTING THROUGH 05/01/1876 STOCKWATER
USDA FOREST SERVICE
324 25TH STREET
OGDEN UT 84401-2394

05-01 10-31

.02 CFS

BENEFICIAL

NON-IRRIGATION-USES:

STOCKWATER, 468 CATTLE

TOTAL QUANTITY:

.02 CFS

POINT OF DIVERSION:

T10N R22E S27

NAME

PLACE OF USE: STOCKWATER

T10N R22E S27

NAME

REMARKS:

THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.
FOREST SERVICE RECORD ID = 0406170402181500019 0

34-11652

UNITED STATES OF AMERICA ACTING THROUGH 05/01/1876 STOCKWATER
USDA FOREST SERVICE
324 25TH STREET
OGDEN UT 84401-2394

06-01 10-31

.02 CFS

BENEFICIAL

NON-IRRIGATION-USES:

STOCKWATER, 604 CATTLE

TOTAL QUANTITY:

.02 CFS

POINT OF DIVERSION:

T06N R24E S18

NAME

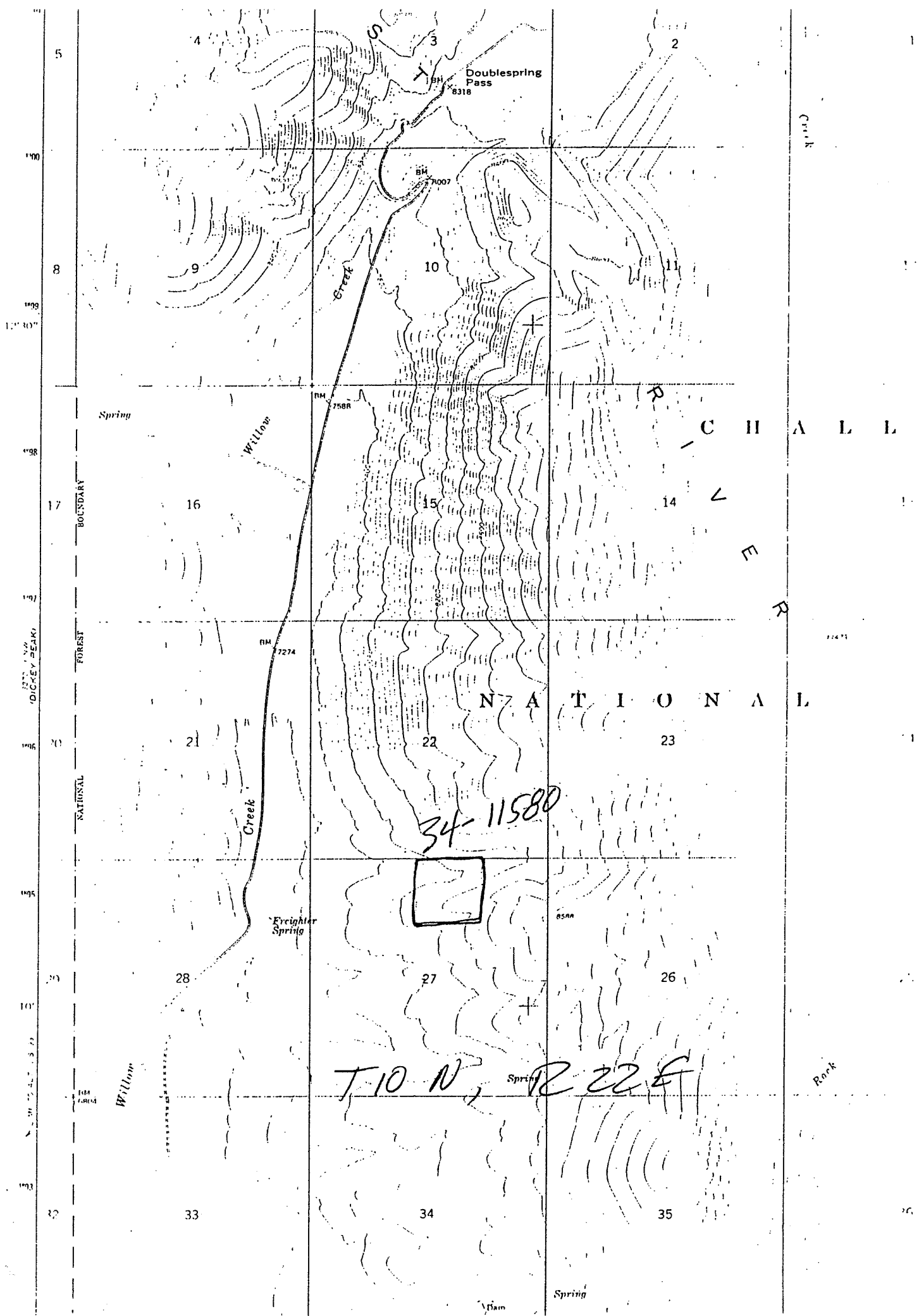
PLACE OF USE: STOCKWATER

T06N R24E S18

NAME

REMARKS:

THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.
FOREST SERVICE RECORD ID = 0406170402181700180 0



Doublespring Pass
8318

BH 7007

BH 7588

BH 7274

8588

Freight Spring

Spring

Spring

BOUNDARY
NATIONAL FOREST

CHALL

NATIONAL

T10 N, R22 E

34 11580