

RECEIVED
DEC 19 2007
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 73-12058

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Robert P. Dreyer
Address: P.O. Box 4917
Ketchum, ID 83340
Daytime Phone: (208) 726-2874

Name & Address of Attorney, if any:
James P. Speck
SPECK & AANESTAD
A Professional Corporation
PO Box 987
Ketchum, ID 83340

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

Name: Robert P. Dreyer
Address: P.O. Box 4917
Ketchum, ID 83340

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: 0.31 cfs
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 orange cross hatched area depicted on Exhibit A consisting of a total of 103.8 acres.
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):

F.

VERIFICATION (Must be completed)

State of Idaho)
)
County of Blaine) ss.

James P. Speck, being first duly sworn, upon oath, deposes and says:

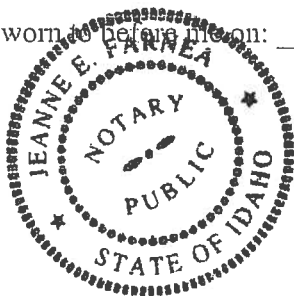
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6), or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

J.P. Speck
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

December 17, 2007



Jeanne Farner
Notary Public for Idaho
Residing at Shoshone, Idaho
My Commission expires 05/05/09

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 of the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on December 18, 2007, I ~~mailed~~ ^{sent by courier} 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, Idaho 83303-2707

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

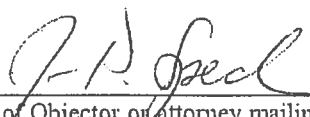
Name: Robert P. Dreyer
Address: P.O. Box 4917
Ketchum, ID 83340

3. Copies to:

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

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

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

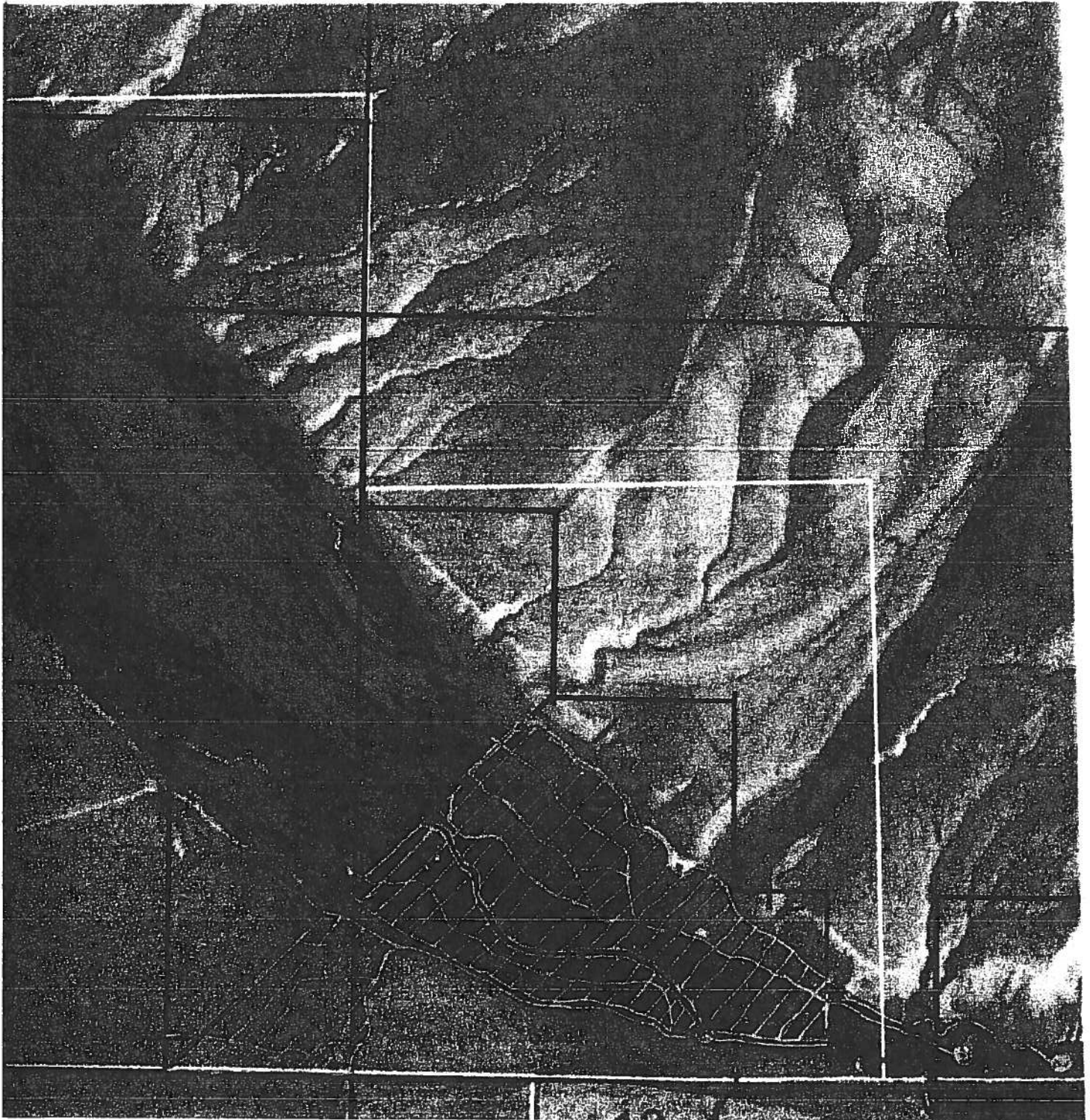


Signature of Objector or attorney mailing on
Objector's behalf

EXHIBIT A
OBJECTIONS TO 73-12049, 12055, 12058, 12061
AND 12090

BIG CREEK

③



Water Right Number: 73-196

Diversion Rate: 1 CFS

Reviewer Name: _____ **R. Brown**

Date: 5/23/2006

Acreage Analysis

[illegible]

Total Irrigated Acreage:

31.7	141
------	-----

31.7	141
48.2	162

90/5/21 ~~PS~~

Water Right Number: 73-196
 Diversion Rate: 1 CFS
 Reviewer Name: R. Brown
 Date: 38860

Split Tree

73-12058 (31.7 ac & 0.18 cfs) 48.2 .23	
73-12059 (141.0 ac & 0.82 cfs) 162 .77	
73-12060 (0.0 ac & 0.00 cfs)	
73-196 (0.0 ac & 1.00 cfs)	

Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
73-196	1		0.006 .0047
73-12058	0.18 .23	31.7 48.2	
73-12059	0.82 .77	141 162	
73-12060	0.00	0	

12/13/06



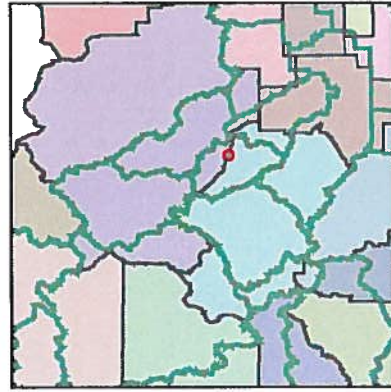
Idaho Department of Water Resources

SRBA Recommendation:

**73-12049, 73-12055,
73-12058**

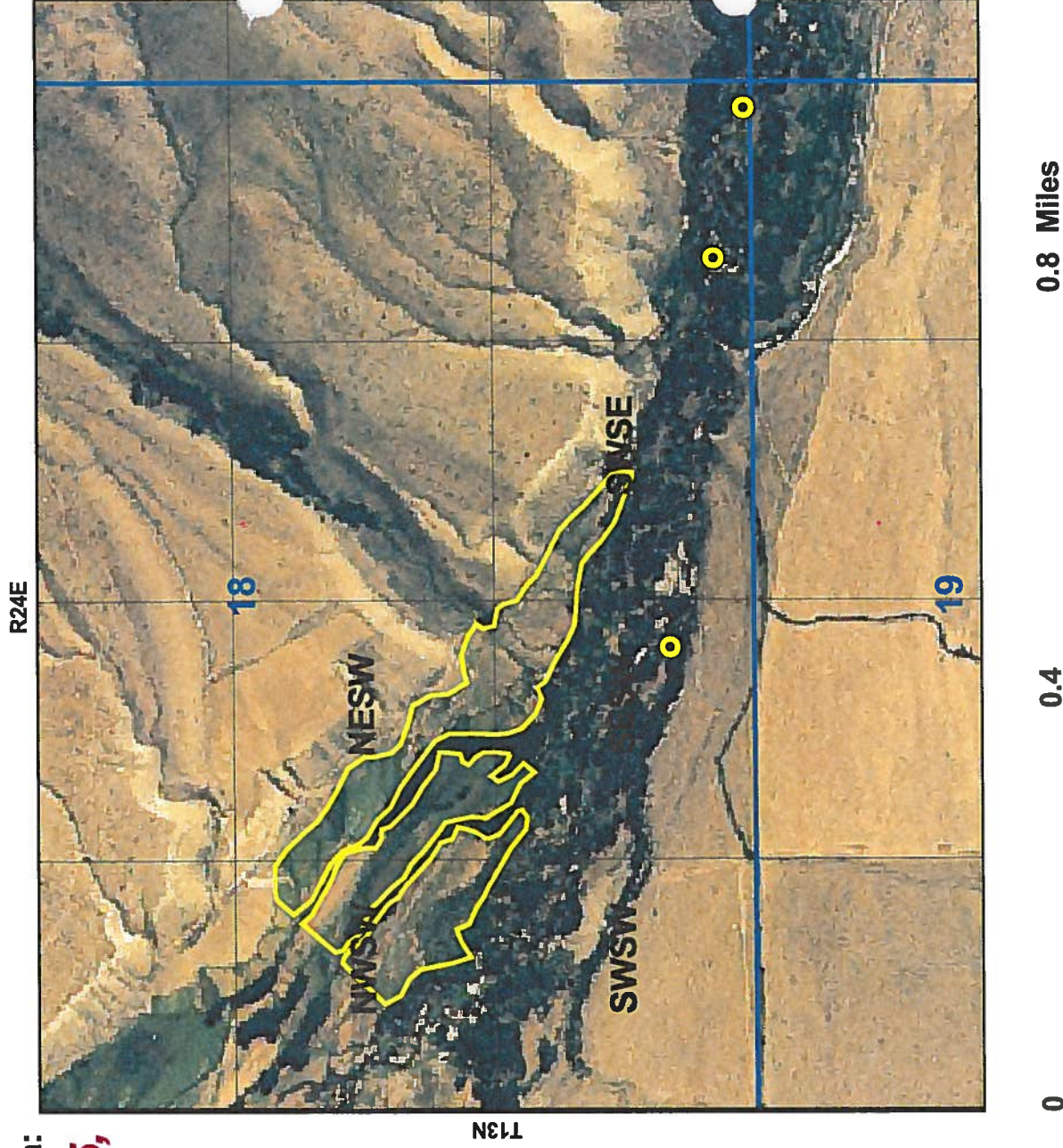
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Lemhi, Custer Counties
IDWR Basin 73

Prepared by R. Brown
On Tuesday, August 29, 2006
1987/88 Aerial Photography



08/29/2006

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

RIGHT NUMBER: 73-12058

NAME AND ADDRESS: ROBERT P DREYER
PO BOX 4917
KETCHUM ID 83340

SOURCE: BIG CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.180 CFS

PRIORITY DATE: 12/07/1905

POINT OF DIVERSION:

T13N R24E S18 SESESW Within CUSTER County

T13N R24E S18 SWSESE Within LEMHI County

T13N R24E S18 SESESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.180 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T13N R24E S18	NESW	12.00	T13N R24E S18 Lot 3 NWSW	11.00
---------------	------	-------	--------------------------	-------

T13N R24E S18	SESW	5.60	T13N R24E S18	SWSE	3.10
---------------	------	------	---------------	------	------

31.7 ACRES TOTAL

Right Nos. 73-12049, 73-12055 and 73-12058 are limited to the irrigation of a combined total of 31.7 acres 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

This right is a split from former right 73-196 .

01/19/2007

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

RIGHT NUMBER: 73-12058

NAME AND ADDRESS: ROBERT P DREYER
PO BOX 4917
KETCHUM ID 83340

SOURCE: BIG CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.230 CFS

PRIORITY DATE: 12/07/1905

POINT OF DIVERSION:

T13N R24E S18 SESESW Within CUSTER County

T13N R24E S18 SWSESE Within LEMHI County

T13N R24E S18 SESESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.230 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T13N R24E S18	NESW	12.00	T13N R24E S18 Lot 3 NWSW	14.00
T13N R24E S18 Lot 4	SWSW	4.30	T13N R24E S18	SESW 14.00
T13N R24E S18	SWSE	3.90		

48.2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 48.2 acres in a single irrigation season. Combined Right Nos.: 73-12049, 73-12055, 73-12058, 73-12090.

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

This right is a split from former right 73-196.