

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
Case No. 39576

A. Subcase 43-07161

RECEIVED

AUG 02 1993

STANDARD FORM 621-1
Department of Water Resources

OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

RECEIVED

AUG 06 1993

Department of Water Resources
Southern Region

Name: Scott Bedke
Address: P.O. Box 89
Oakley, ID 83346

Daytime Phone: (208) 862-3619

Name & Address of Attorney, if any:

Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

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

Name: United States of America
Address: 550 W. Fort St., MSC 033
Boise, ID 83724

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:
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 recommendation for this claim has been amended by the Department and the deadline to file objections to the amended recommendation is July 29, 1999. The United States has not beneficially used the stockwater. The stock that graze on the federal land are owned by private parties and the stockwater has been put to beneficial use by private parties and their predecessors, not the United States.

VERIFICATION

State of Idaho)
County of Twin Falls)ss.

NORMAN M. SEMANKO, 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)

Attorney 7.8
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 29, 1999.



NOTARY PUBLIC FOR IDAHO

Residing at: Wendell St

My commission expires: 9-25-03

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, 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.

CERTIFICATE OF MAILING

I hereby certify that on July 29, 1999, 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, Idaho 83303-2707

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

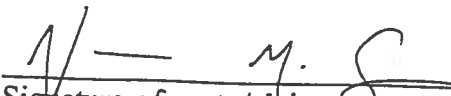
Name: United States of America
Address: 550 W. Fort Street, MSC 033
Boise, ID 83724

3. Copies to:

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

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

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



Signature of party/claimant or attorney
mailing on Objector's behalf

object.433

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

Case No. 39576

A. Subcase 43-07161

STANDARD FORM 1

OBJECTION RECEIVED
AUG 06 1999

Department of Water Resources
Southern Region

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Joe Tugaw

Address: 3277 Woodridge Dr.
Twin Falls, ID 83301

Daytime Phone: (208) 734-7511

RECEIVED

AUG 02 1999

Department of Water Resources

Name & Address of Attorney, if any:

Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

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Boise, ID 83724

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Name: United States of America
Address: 550 W. Fort Street, MSC 033
Boise, ID 83724
3. Copies to:

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

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

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

Signature of party/claimant or attorney
mailing on Objector's behalf

Object 431

SF. 1 - Objection
Amended 10/16/97

(over)

VERIFICATION

State of Idaho)
County of Twin Falls)
ss.)

NORMAN M. SEMANKO, 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)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 29, 1999.



[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: *[Signature]*
My commission expires: 9-25-03

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AUG 02 1999

Department of Water Resources

In Re SRBA)
)
Case No. 39576)
)
)
)
)
)

A. Subcase 43-07161

STANDARD FORM 1

OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Michael Poulton
Address: P.O. Box 279
Oakley, ID 83346
Daytime Phone: (208) 862-3340

RECEIVED

AUG 06 1999

Department of Water Resources
Southern Region

Name & Address of Attorney, if any:

Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

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)ss.
County of Twin Falls)

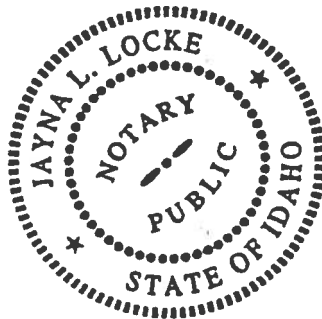
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(Signature of person filing objection)

N - M. S.
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 29, 1999.



Jayna L. Locke
NOTARY PUBLIC FOR IDAHO
Residing at: *Wendell St*
My commission expires: *9-25-03*

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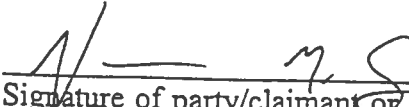
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Boise, ID 83724

3. Copies to:

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PO Box 83720
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Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

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



Signature of party/claimant or attorney
mailing on Objector's behalf

object.435

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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In Re SRBA)

Case No. 39576)

A. Subcase 43-07161

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AUG 02 1999

Department of Water Resources

STANDARD FORM 1

OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Gary Poulton

Address: P.O. Box 112
Oakley, ID 83346

Daytime Phone: (208) 862-3444

RECEIVED

AUG 06 1999

Department of Water Resources
Southern Region

Name & Address of Attorney, if any:

Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

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N. M. Semanko
(Attorney signing in representative capacity)

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Residing at: *Wendell, Id*
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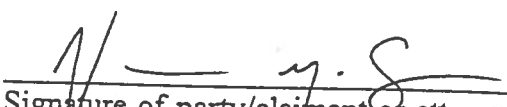
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United States Department of Justice
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Boise, Idaho 83724



Signature of party/claimant or attorney
mailing on Objector's behalf

object 437

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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In Re SRBA
Case No. 39576

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Department of Water Resources

STANDARD FORM 1

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Name: Karl U. (Bud) Bedke

Address: 1876 S 600 W
Oakley, ID 83346

Daytime Phone: (208) 862-3641

RECEIVED

AUG 06 1999

Department of Water Resources
Southern Region

Name & Address of Attorney, if any:

Norman M. Semanko
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P.O. Box 1906
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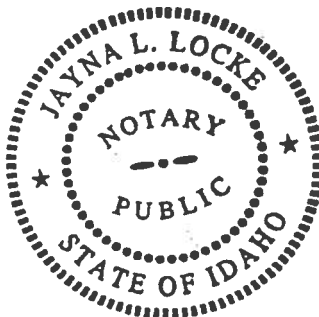
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W. M. Semanko
(Attorney signing in representative capacity)

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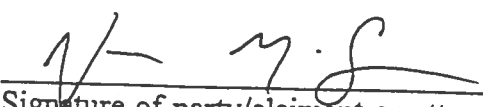
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Environmental and Natural Resource Division
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Signature of party/claimant or attorney
mailing on Objector's behalf

object.439

443-07161

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

CIVIL CASE NUMBER: 39576

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

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1980-08-19
IDWR NUMBER: 4307161
BLM NUMBER: 4302488140
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
-----	-----
FISHHOOK SPRING	SINKS

DESCRIPTION OF DIVERSION WORKS

400' PLASTIC PIPE SINKS

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.030	2.50	0415	1201
WILDLIFE	0.010	0.50	0101	1231
TOTAL:	0.040 CFS	3.00 AF		

NON-IRRIGATION USES

300/CATTLE 75/DEER 25/ANTELOPE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	-----
12S	26E	06		SE	NE	00	CASSIA

PLACE OF USE

							IRRIGATED OWNED	ACRES
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	-----	-----
---	---	---	---	---	---	---	-----	-----
12S	26E	06	SE	NE	00	CASSIA	YES	0.0
12S	26E	06	SE	NE	00	CASSIA	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 4302488140

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE ID 837091657 (208) 373-4000	08/19/1980	STOCKWATER WILDLIFE	04-15 12-01 01-01 12-31	0.03 CFS 0.01 CFS	2.50 AFA 0.50 AFA
TOTAL DIVERSION:					0.04 CFS	3.00 AFA

Water Source: FISHHOOK SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion: T12S R26E S06 SWSENE CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE							
NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	
12S	26E	6	:	S	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Place of use Legal Description for: WILDLIFE

NE				NW				SW				SE							
NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	Lt Ac Lt Ac Lt Ac Lt Ac	:	
12S	26E	6	:	W	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: CASSIA

Non-Irrigation Uses: 300/CATTLE 75/DEER 25/ANTELOPE

Other Rights: NONE

Remarks: EXP BLM RECORD ID = 4302488140

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

Audit: 09/29/97 AJCTR

[Handwritten signature]

DATE: 09/30/97
PAGE: 38

Stage: LICENSE

CASSIA County

—

2

01-31-98

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

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM for
Water Right number:

43-07161

NAME and
ADDRESS:

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

4302488140

Stg:

StFed:

L

S

SOURCE:

Source	Tributary
FISHHOOK SPRING	SINKS

QUANTITY:

0.04

CFS

or VOLUME:

3

Acre Feet

PRIORITY DATE:

8/19/1980

Diversion Means: HEADBOX PIPELINE TROUGHS

REMARKS:

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	26E	6	SW	SE	NE			31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0415	1201	0.03	2.5
16	0101	1231	0.01	0.5

CONSUMPTIVE
USE:

stockwater use

DATE:

08-Dec-97

2:08 PM

OTHER PROVISIONS NECESSARY FOR DEFINITION or ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a
determination of historical beneficial use.

PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	12S	26E	6	SE	NE	0	31	Cassia
16	12S	26E	6	SE	NE	0	31	Cassia

RECEIVED

DEC 09 1997

Department of Water Resources

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

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM for
Water Right number:

43-07161

NAME and
ADDRESS:

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

4302488140

Stg:

StFed:

L

S

SOURCE:

Source	Tributary
FISHHOOK SPRING	SINKS

QUANTITY:

0.04

CFS

or VOLUME:

3

Acre Feet

PRIORITY DATE:

8/19/1980

Diversion Means: 400' PLASTIC PIPE SINKS

REMARKS:

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	26E	6	SW	SE	NE	0		31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0415	1201	0.03	2.5
16	0101	1231	0.01	0.5

CONSUMPTIVE
USE:

stockwater use

DATE:

13-Sep-97

9:22 AM

OTHER PROVISIONS NECESSARY FOR DEFINITION or ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a
determination of historical beneficial use.

PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	12S	26E	6	SE	NE	0	31	Cassia
16	12S	26E	6	SE	NE	0	31	Cassia

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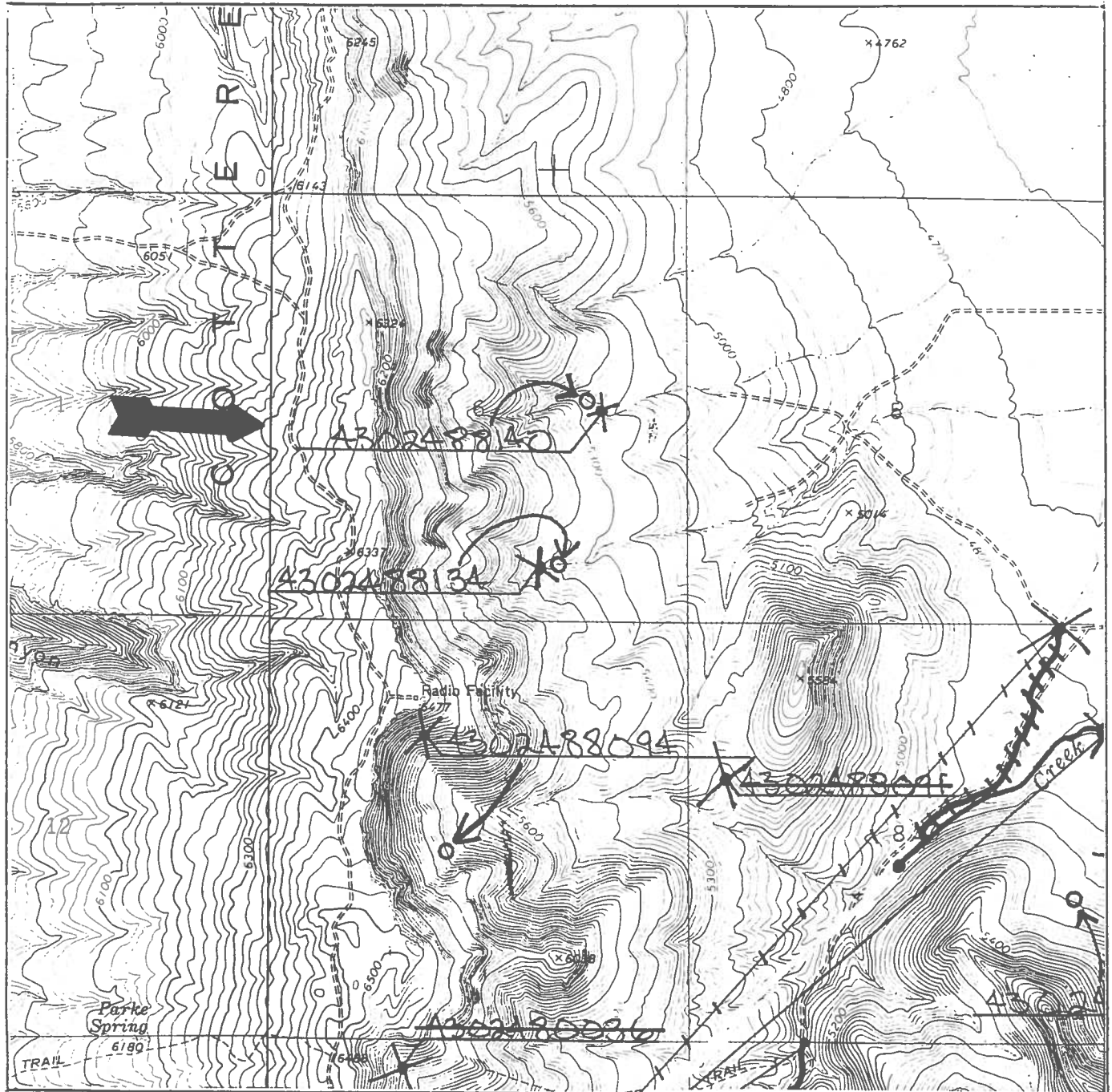
Department of Water Resources

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

BLM IDENTIFICATION NUMBER
4302488140

WATER RIGHTS CLAIM MAP

TOWNSHIP 12 S RANGE 26 E MERIDIAN:BOISE QUAD MAP NAME IDAHOME



LEGEND

SCALE: 1" = 24,000

POD (ORIGINAL, CORRECT LOCATION)

INSTREAM USE CLAIM

POD (ORIGINAL LOCATION, INCORRECT)

INSTREAM USE CLAIM, DROPPED SEGMENT

POD (CORRECTED LOCATION, OR ADDED POD)

4302488000

WITHDRAWN CLAIM

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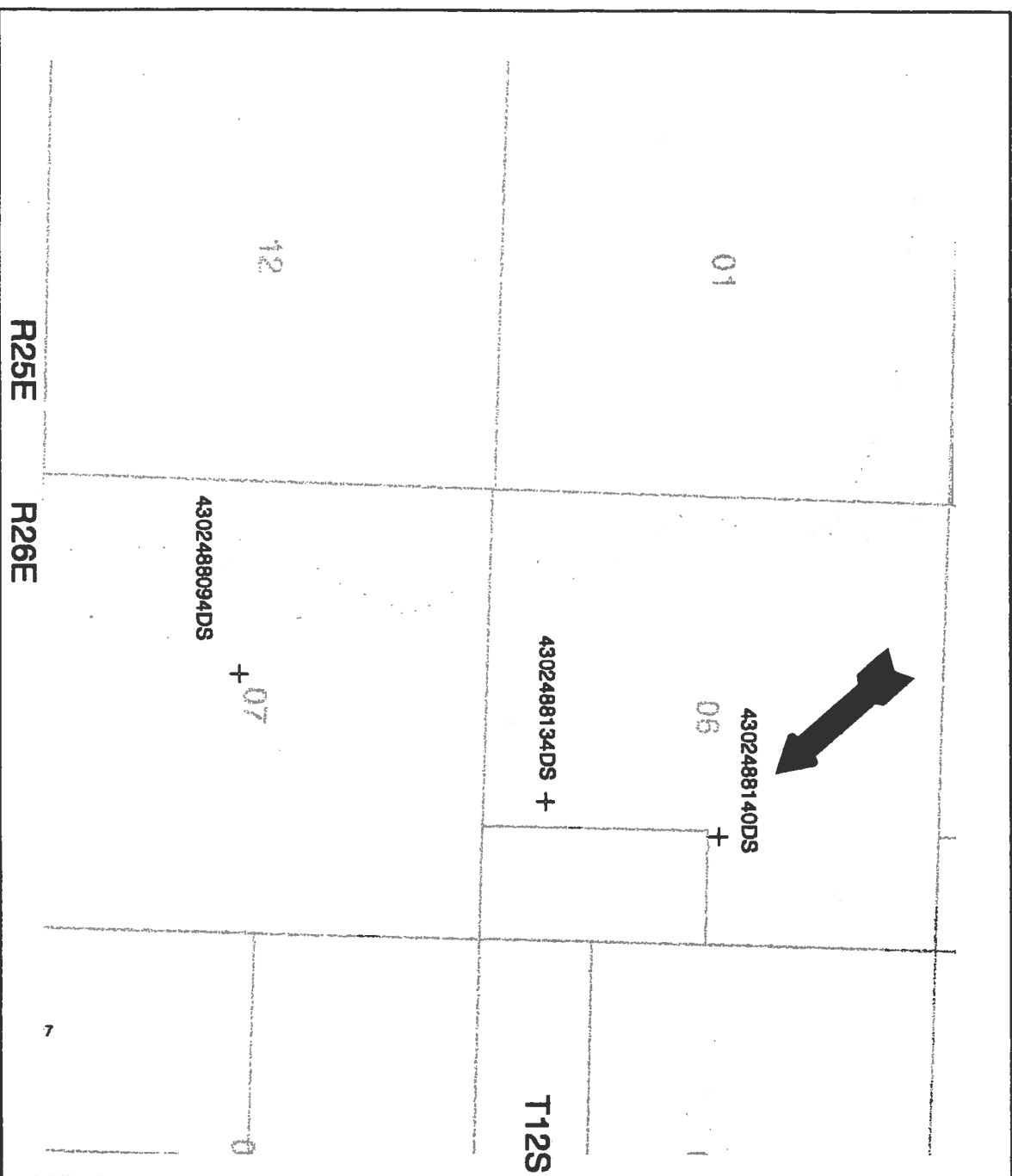
Department of Water Resources

WATER RIGHTS: BASIN 43 Idahome D442113

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SEP 15 1997

Department of Water Resources



- WATER RIGHT POINT
- WATER RIGHTS STREAM POINT
- Point of diversion
- MRA segment break
- Other occupying point
- Water Monitoring Site
- WATER RIGHTS STREAMS

- WATER RIGHTS AREA
- TRANSPORTATION
- Improved Road
- 4 Lane Improved Road
- Secondary Road

- Trail
- Jeep Trails
- IDAHOME 7.5 QUADRANGLE
- BLM STATUS
- BLM
- NPS
- PRIVATE
- STATE
- STATEPR
- USFS

- SECTIONS

CLAIM DESCRIPTION
(Claim No.) D - Point of Diversion
(Claim No.) U - Places of Use
(Claim No.) DU - POD & POU
Within 100' of each other
or inseparable

Claims are further identified by the following:
S - Spring
W - Well
R - Reservoir
T - Trough
P - Pond
Pl - Playa
O - Other

1:24000
0.1 0 0.1 0.2 Miles

Projection: UTM Zone 12
Datum: NAD27 Conus
Water Rights Basin 43 - 02/10/97
For Internal BLM Use Only
/gis/projdata/water/rights/212/
photo b43/
basins_d442113_021097.apr