

In Re the General Adjudication)
of the 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.

1. Person responding to objection:

Briefly describe your interest in this water right:

(Over)

2. Person who filed objection:

Name: CLEAR LAKES TROUT CO INC
Address: 1301 VISTA AVENUE
BOISE ID 83705

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER
Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449
Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

11. ☒ Remarks: I respond to the objection concerning the
"remarks" listed with the water right.
14. ☒ Other: I respond to the objection concerning:
GENERAL PROVISIONS 5 & 7

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 11, and all allegations of the objection regarding this item, IDWR responds as follows:

This right is based on a permit issued by IDWR. IDWR has included the contested remark in all recommendations of rights based upon a permit. The contested remark appropriately conditions the right consistent with Idaho Code section 42-1421(3).

In response to Statement of the Objection item 14 and all allegations of the objection regarding this item, IDWR responds as follows:

IDWR denies the objection.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ 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:

No. of
Pages

Notice of Claim No. A36-07725

2

(Over)

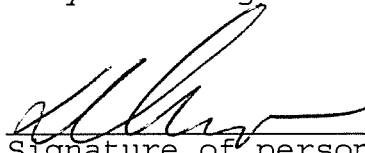
VERIFICATION (Must be Completed)

State of IDAHO

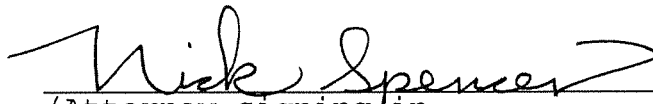
County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By: 

(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 1st day of September, 1993.



Notary Public for Idaho
Residing at: _____
My Commission expires: _____

Danni Smith, Notary Public
Residing at Boise, Idaho
My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of SEPTEMBER, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared 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:

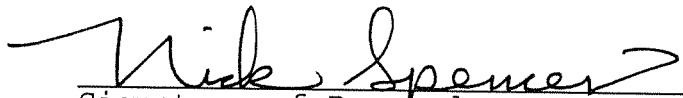
See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: WILLIAM F RINGERT
Address: PO BOX 2773
BOISE ID 83701

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 Respondent or attorney
mailing on Respondent's behalf

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: A36-07725

Date Received: 8/30/1988 9-1

Receipt No: C002460

Received By: *lt*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
SEP 01 1988

1. Name: CLEAR LAKES TROUT CO., INC.
Address: 1301 VISTA AVE.
BOISE, ID

83705-0000

Department of Water Resources

2. Date of Priority: NOV 29, 1976

3. Source: BILLINGSLEY CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	13	NE	NE			GOODING

5. Description of diverting works:
DAM, CANAL, & PONDS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	100.000		

7. Total Quantity Appropriated is:
100.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

H/~~1000000 LBS. OF~~ N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	13	NE	NE		FISH	
			NW	NE		FISH	

11. Place of use in counties: GOODING

A36-07725

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Date: 08/30/88

MICROFILMED
FEB 04 1993

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: PERMIT

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: NONE

For Organizations:

I do solemnly swear or affirm that I am President Title _____ of Clear Lakes Trout Company, Inc. Organization _____, that I have signed the foregoing document in the space below as President Title _____ of Clear Lakes Trout Company, Inc. Organization _____ and that the statements contained in the foregoing document are true and correct.

Eileen Harty
Signature of Authorized Agent
President
Clear Lakes Trout Company, Inc.
Title and Organization

September 1, 1988

Date

State of Idaho)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of September 19 88

Mary Anne Johnson
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 1-11-92
Date: 08/30/88

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FEB 04 1993