

Repository

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LARRY ECHOHAWK
Attorney General
State of Idaho

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

A. LYNNE KROGH
Deputy Attorney(s) General
Department of Water Resources
P.O. Box 44449
Boise, Idaho 83711-4449
Telephone: (208) 327-7900

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	)	Subcase No. 34-10517 -0001
	)	
Case No. 39576	)	RESPONSE TO OBJECTION
	)	

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: G DAVID NELSON
Address: HC 86 BOX 4110
MACKAY ID 83251

3. If this response is filed by an attorney:

Attorney Name(s): A. LYNNE KROGH

Attorney Address: DEPUTY ATTORNEY(S) GENERAL
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

9. ☒ Place of Use: I respond to the objection concerning:

9a. ☒ The legal description of the place of use.

REASONS SUPPORTING EACH BOX CHECKED

There is an error in the description of the place of use of this right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ 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. A34-10517

2

Recommended Water Rights Acquired under State Law

1

(Over)

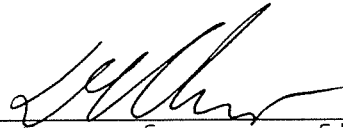
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

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

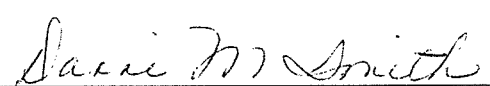
That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director 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: A. Lynne Kragh
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 19th day of November,
1994.



Notary Public for Idaho
Residing at: Danni M. Smith, Notary Public
My Commission expires: Residing at Boise, Idaho
My Commission Expires December 5, 2000

CERTIFICATE OF MAILING

I hereby certify that on the 19 day of Dec., 1994, 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:

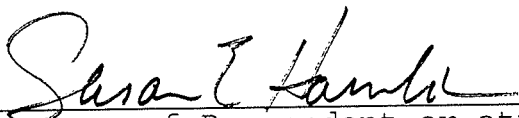
See No. 3

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: G DAVID NELSON
Address: HC 86 BOX 4110
MACKAY ID 83251

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of Respondent or attorney
mailing on Respondent's behalf

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
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SOURCE: GROUNDWATER						
TRIBUTARY:						

34-10517	G DAVID NELSON HC 86 BOX 4110 MACKAY ID 83251	02/01/1987	STOCKWATER	01-01 12-31	.23	CFS BENEFICIAL USE
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SAN FELIPE RANCHES
PO BOX 388
MACKAY ID 83251

TOTAL QUANTITY: .23 CFS

NON-IRRIGATION USES:
STOCKWATER 1000 CATTLE
POINT OF DIVERSION:
T07N R24E S25 NWNESE
PLACE OF USE: STOCKWATER
T07N R24E S25 NESE
~~T08N R22E S13~~ SWNW
REMARKS: PARCEL NO. RP08N22E132401

#25

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: A34-10517
Date Received: 12/26/1989
Receipt No: E011549
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAN FELIPE RANCHES
Address: P.O. BOX 388
MACKAY, ID 83251
208-588-2805

2. Date of Priority: FEB 01, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
07N 24E 25 NW NE SE CUSTER

5. Description of diverting works:
WELL, 27' DEEP, 1 HP SUBMERSIBLE PUMP, 6" CASING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08N	22E	13	SW	NW		STOCK	

11. Place of use in counties: CUSTER

A34-10517

Date: 01/08/90

MICROFILMED
DEC 09 1992

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

13. Other Water Rights Used:
-

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 Organizations:

I do solemnly swear or affirm that I am manager of _____ Title

San Felipe Ranch that I have signed the foregoing Organization document in the space below as manager of Title

San Felipe Ranch and that the statements contained in the Organization foregoing document are true and correct.

Don Nelson
Signature of Authorized Agent

mgr. San Felipe Ranch
Title and Organization

1/8/90
Date

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 8th day

of January 19 90

Anthony J. Olmsted
Notary Public

Seal

Residing at Shabo Falls

A34-10517

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My Commission Expires 9/12/94
2 Date: 01/08/90

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