

MAR 05 1997

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

CIVIL CASE NUMBER: 39576

Ident. Number: **71-10236**

Date received _____

Receipt No: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT

AMENDED

FILED UNDER STATE LAW

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service

Address: 550 W. Fort Street, Box 33
Boise, ID 83724

2. Date of Priority: 03/05/1963

3. Source of water: UNNAMED CREEK

From: Stream

4. Location

Description of Diversion Works: Pipe

Location of Point of Diversion

Meridian BOISE

T: 07 N R: 14 E S: 7 SWNW Fl:

Location of Point of Use

T: 07 N R: 14 E S: 7 SENW

5. Quantity claimed:

Period	Quantity	For
6/ 01 -- 10/ 31	0.04 CFS	Domestic

6. Total Consumptive Use Claimed for Present and Future Use is:

De Minimus

7. Present and future uses to which the water is or will be used:

Domestic

8. Attach the legal description of the reservation, and maps showing for each consumptive use the existing and proposed place of use and existing points of diversion.

Bound separately

9. Remarks:

State Basin: 71

National Forest: Sawtooth

Forest Service Record ID: 04 14 17060201 47 0 0015

10. Describe any other water rights used at the same place and for the same purposes as described above:

None

11. Counties within the reservation: Not available

Notice is hereby given that the United States Department of Justice will represent the Department of Agriculture, Forest Service, in all matters pertaining to the Snake River Basin Adjudication. All notices required by law to be mailed by the Director to the claimant should be mailed to the individuals at the address below:

Bruce Bernard
U.S. Department of Justice
Environment and Natural Resources Division
550 W. Fort Street, Box 33
Boise, ID 83724

This form is an attachment to a letter forwarding the claims of the U.S. Department of Agriculture, Forest Service. The signature and affirmation on such letter constitutes the signature of the authorized agent representing the United States of America required for each such claim.

APR-12-1997
0009

1

RIGHT NUMBER: 71-10236

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT STREET
PO BOX 33C
BOISE ID 83724

SOURCE: UNNAMED STREAM
~~UNNAMED CREEK~~ TRIBUTARY: ~~VAT CREEK~~
~~VAT CREEK~~

QUANTITY: 0.04 CFS

PRIORITY DATE: 03/05/1963

POINT OF DIVERSION: T07N R14E S07 ~~SENW~~ Within BLAINE County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
DOMESTIC 1 HOME 06-01 10-31 0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T07N R14E S07 ~~SENW~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
FOREST SERVICE RECORD ID = 041417060201470015 00
ALTURAS LAKE
SAWTOOTH N.F.

✓

AJ5809NP
No. R71-10236

TOTAL DIVERSION: 0.04 CFS

~~BLAINE County~~

Place of use Legal Description for: DOMESTIC

[illegible]

POU County: BLAINE

Non-Irrigation Uses: DOMESTIC, 1 HOME

Remarks: ~~GEN~~ FOREST SERVICE RECORD ID = 041417060201470015 00
ALTURAS LAKE
SAWTOOTH N.F.

Objection Filed Date:

Verified Date:

Misc: _____

Field Inspection Flag:
Presumption Flag:

$N^{11}13$
 $N^{11}13$
 704-07-97
 704-08-97
 D.E.

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
71-10236	UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE 324 25TH STREET OGDEN UT 84401-2394	03/05/1963	DOMESTIC	06-01 10-31	0.04	CFS BENEFICIAL USE
NON-IRRIGATION USES: DOMESTIC, 1-HOME SOURCE: UNNAMED ~~CREEK~~ <i>Stream</i> TRIBUTARY: VAT CREEK POINT OF DIVERSION: T07N R14E S07 SENW PLACE OF USE: DOMESTIC T07N R14E S07 SENW REMARKS: FOREST SERVICE RECORD ID = 041417060201470015 00 ALTURAS LAKE SAWTOOTH N.F.						
TOTAL QUANTITY:					0.04	CFS

9/1/95
[Signature]

RECEIVED
SEP 23 1997

OCT 01 1997 Department of Water Resources
Department of Water Resources
Southern Region

1997 SEP 22 PM 5:01

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

**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)
_____)

Subcases 71-10236, 71-10006

**ORDER GRANTING MOTION
TO FILE LATE OBJECTIONS**

A hearing on the *Motion to File Late Objections* filed by Sylvia Helfrecht was held September 16, 1997. As there was no opposition to the motion and for good cause appearing, IT IS ORDERED that the *Motion to File Late Objections* is hereby **granted**. The objections previously lodged will be deemed filed as of September 16, 1997. Responses to the objections are due October 27, 1997.

IT IS SO ORDERED.

DATED September 22, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER GRANTING MOTION TO FILE LATE OBJECTIONS** was mailed on September 22, 1997, with sufficient first-class postage to the following:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

The United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Sylvia Helfrecht
3779 North 2600 East
Twin Falls, ID 83301



Ami Alberdi
Deputy Clerk

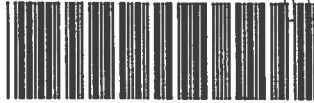
This is an amended objection

RECEIVED

NOV - 3 1997

Department of Water Resources
Adjudication Bureau

MAIL9342



RECEIVED

NOV 05 1997

OCT 31 1997

Department of Water Resources
Southern Region
OFFICE OF THE
ATTORNEY GENERAL

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

71-10236

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Address:

Daytime Phone:

Sylvia Helgrecht

3799 N. 2600 E.

Twin Falls, ID. 83301

208-233-7922

Name & Address of Attorney, if any:

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

Name:

Address:

U.S. of America acting through USDA Forest Service

550 West Fort St. MSC033

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** *U.S. of America acting through*
Should be: *USDA Forest Service*
550 West Fort St MSC 003
Boise, ID 83724
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: *T07N R14E S07 SENEW within Blaine*
County
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: *05-01 10-31*
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): _____

F.

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls)ss.

Sylvia Helfrecht, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Sylvia Helfrecht
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: October 30, 1997

Glenn Monte
Notary Public for Idaho
Residing at: Twin Falls
My Commission Expires: 12-14-98

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 the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on 10-30, 1997, 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
PO Box 2707
Twin Falls, ID 83303-2707

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

Name: United States of America acting through USDA
Address: Forest Service, 550 West Fort St MSA 033
Boise, Idaho 83724

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
PO Box 44449
Boise, ID 83711-4449

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

Sylvia Helfrecht
Signature of Objector or attorney
mailing on Objector's behalf