

RECEIVED

NOV 08 1995

Department of Water Resources
Adjudication Bureau

COPY

RECEIVED

NOV 06 1995

OFFICE OF THE
ATTORNEY GENERAL

Objector:

Lola Coates and San Felipe Ranches

Attorney Name and Address:

HEPWORTH, LEZAMIZ & HOHNHORST,
CHARTERED
133 Shoshone St. North
P.O. Box 389
Twin Falls, ID 83303-0389
Telephone: (208)734-7510

11-3
34-252-8

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

)

)

AFFIDAVIT OF JOAN JOHNSON

)

Case No. 39576

)

)

.

Subcase Nos.

SEE ATTACHED EXHIBIT "B"

STATE OF IDAHO

)

) ss.

County of Custer

)

Joan Johnson, being first duly sworn upon oath, deposes and says:

1. My name is Joan Johnson and I reside on Bartlett Pt. Rd., north of
Mackay, Idaho.

2. I make the following statements based upon my personal knowledge and beliefs, and I am otherwise competent to testify about these matters. In the Snake River Basin Adjudication, I filed objections to several United States Bureau of Land Management claims for stockwater and wildlife rights located in the Big Lost River drainage. Attached to this affidavit and incorporated into it is Exhibit A, which lists the rights I objected to.

3. I understand that Lola Coates and San Felipe Ranches are attempting to file late objections to some of the BLM claims. I support the Coates and San Felipe Ranches in their attempts because I believe the claims are not legitimate, but will be awarded by the court unless Mrs. Coates and San Felipe are allowed to object.

4. While I have removed my objections to the BLM claims, I did not withdraw those objections because I thought the rights were valid.

5. From the time that I objected until the present, I have always believed that the BLM has no basis to make those claims. However, I am simply not in the financial position to pursue my beliefs before the court. The reason that I withdrew my objections is that I do not have the time, money or expertise to continue to fight with them in court. The BLM made it very clear to me that it would be necessary to appear in court for each and every objection that I had placed in the court. I signed a statement prepared by BLM saying to the effect that I was withdrawing my objections without duress. It is true that BLM was not physically forcing me to sign, however, the financial threat was as equally oppressing which forced me into the situation to choose between continuing or withdrawing.

6. I do not believe that it would prejudice me or the BLM to allow the

Coates and San Felipe to object. The BLM has informed me that they completely researched their claims and were certain of their position. If that is true, I do not see how it would cost them any more money or time except the time involving in showing their position to the court. It is my understanding the court must review the legal and factual basis for the claim even if the objections are withdrawn.

7. Further your affiant sayeth not.

Dated this 31 day of October, 1995.

Joan Johnson
Joan Johnson

SUBSCRIBED and SWORN to before me this 31st day of October, 1995.

Coelia Jane Boche
NOTARY PUBLIC FOR IDAHO
Residing at: Mackay, ID 83251
My Commission Expires: 3-11-98

(WATER\SF\41040AFF.J))llm

EXHIBIT "A"

34-12729A	34-12811A
34-12760A	34-12812A
34-12761A	34-12813A
34-12762A	34-12814A
34-12763A	34-12815A
34-12764A	34-12816A
34-12765A	34-12817A
34-12766A	34-12818A
34-12767A	34-12819A
34-12768A	34-12820A
34-12769A	34-12821A
34-12770A	34-12822A
34-12771A	34-12823A
34-12772A	34-12824A
34-12773A	34-12825A
34-12774A	34-12896A
34-12775A	34-12897A
34-12776A	34-12898A
34-12777A	34-12899A
34-12778A	34-12900A
34-12779A	34-12904A
34-12791A	34-12905A
34-12792A	34-12906A
34-12793A	34-12907A
34-12794A	34-12908A
34-12795A	34-12909A
34-12796A	34-12910A
34-12797A	34-12911A
34-12798A	34-12916A
34-12799A	34-12917A
34-12800A	34-12918A
34-12801A	
34-12802A	
34-12803A	
34-12804A	
34-12805A	
34-12806A	
34-12807A	
34-12808A	
34-12809A	
34-12810A	

EXHIBIT "B"

34-02528	34-13087A	34-13147A	34-13207A
34-07444	34-13088A	34-13148A	34-13208A
34-07445	34-13090A	34-13154A	34-13209A
34-07447	34-13091A	34-13155A	34-13210A
34-07449	34-13095A	34-13157A	34-13211A
34-12536A	34-13100A	34-13161A	34-13215A
34-12536	34-13114A	34-13162A	34-13220A
34-12537A	34-13119	34-13163A	34-13223A
34-12537	34-13119A	34-13164A	34-13228A
34-12538A	34-13120	34-13166A	34-13229A
34-12538	34-13120A	34-13169A	34-13230A
34-12539A	34-13122	34-13171A	34-13231A
34-12539	34-13122A	34-13172A	34-13235A
34-12540A	34-13123A	34-13174A	34-13237A
34-12540	34-13123	34-13175A	34-13241A
34-12541A	34-13127	34-13176A	34-13243A
34-12541	34-13127A	34-13179A	34-13244A
34-12542A	34-13128A	34-13180A	34-13246A
34-12542	34-13128	34-13181A	34-13253A
34-12552	34-13129	34-13182A	34-13257A
34-12553	34-13129A	34-13183A	34-13258A
34-12554A	34-13133	34-13184A	34-13259
34-12565	34-13133A	34-13186A	34-13259A
34-12567	34-13134A	34-13187A	34-13261A
34-12568	34-13134	34-13188A	34-13262A
34-12569A	34-13135A	34-13189A	34-13264A
34-12569	34-13135	34-13190A	34-13266A
34-12570A	34-13136	34-13191A	34-13267A
34-12570	34-13136A	34-13194A	34-13268A
34-12573A	34-13137	34-13195A	34-13269A
34-12573	34-13137A	34-13196A	34-13271A
34-12574	34-13140	34-13197A	34-13272A
34-12574A	34-13140A	34-13200A	34-13273A
34-12575	34-13141	34-13201A	34-13274A
34-12575A	34-13141A	34-13202A	34-13275A
34-12903A	34-13144A	34-13203A	34-13280A
34-13084A	34-13144	34-13204A	34-13281A
34-13085A	34-13145A	34-13205A	34-13282A
34-13086A	34-13146A	34-13206A	34-13283A

34-13285A
34-13286A
34-13287A
34-13288A
34-13289A
34-13290A
34-13291A
34-13296A
34-13298A
34-13299A
34-13303
34-13303A
34-13305
34-13305A
34-13321
34-13321A
34-13322
34-13324A
34-13324
34-13328A
34-13328
34-13340
34-13341
34-13342
34-13343
34-13344
34-13347
34-13349
34-13350
34-13351
34-13355

CERTIFICATE OF SERVICE

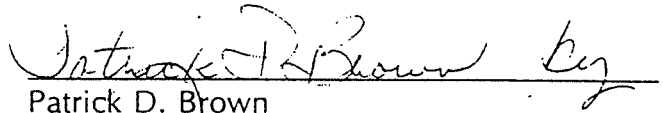
The undersigned, a resident attorney of the State of Idaho, with offices at 133 Shoshone St. North, P.O. Box 389, Twin Falls, Idaho 83303, and one of the attorneys for the objector in this matter, certifies that on the 3rd day of November, 1995, he served a true and correct copy of the foregoing document by the method indicated below, and addressed to the following:

Attorney General's Office
IDWR
P. O. Box 44449
Boise, ID 83711-4449

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

U.S. Department of Justice
Environment & Natural Resources
Division
550 West Fort St.
MSC 033
Boise, ID 83724

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)


Patrick D. Brown
