

RECEIVED

OCT 08 1998

Department of Water Resources
Southern Region

RECEIVED

OCT 06 1998

Department of Water Resources
Adjudication Bureau

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 45-12552

(Insert water right number)

DOMESTIC AND
STOCK WATER RIGHT
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

R. Lee Leininger, 202 305-0242; Paul F. Holleman, 202 305-0494

United States Department of Justice, Environment and Natural Resource Division, General Litigation Section
550 West Fort Street, MSC 033, Boise, Idaho 83724

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

Name: United States of America

Address: 1387 South Vinnell Way

Name: Bureau of Land Management

Address: Boise, Idaho 83709-1657

Name:

Address:

Name:

Address:

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: See attached
2. ☒ **Source**
Should be: See attached
3. ☒ **Quantity**
Should be: See attached
4. ☒ **Priority Date**
Should be: See attached
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: See attached
8. ☒ **Period of Year**
Should be: See attached
9. ☒ **Place of Use**
Should be: See attached

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):

This historical beneficial use claim was disallowed in the Director's Report. The United States of America, acting through the BLM, uses water for stockwater purposes at this water source located on the public lands. This claim is supplemental to other claims and should be decreed.

F.

VERIFICATION (Must be Completed)

State of Idaho)

)ss.

County of Ada)

Tom Dyer, BLM Area Manager, 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.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: _____

Notary Public for _____

Residing at: _____

My Commission Expires: _____

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 _____, 199__, 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

Address: 1387 South Vinnell Way

Name: Bureau of Land Management

Address: Boise, Idaho 83709-1657

Name:

Address:

Name:

Address:

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

Signature of Objector or attorney
mailing on Objector's behalf

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:

45-12552

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:

4502808064

Stg:

J

StFed:

X

SOURCE:

Source	Tributary
SPRING	SINKS

QUANTITY:

0.02 CFS or VOLUME: 0 Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

1/1/1873

Diversion Means: UNDEVELOPED SPRING

REMARKS:

Also reserved pursuant to EO 4/17/28, PWR 107

80 CLAIM- ASSOCIATED CLAIM 4502488064

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	24E	10	SE	SW	NE			31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101	1231	0.02	0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 13-Sep-97 9:23 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	Twn	Rge	Sec	T1	T2	LOT	within the County of
04	12S	24E	10	SW	NE		31 Cassia

RECEIVED

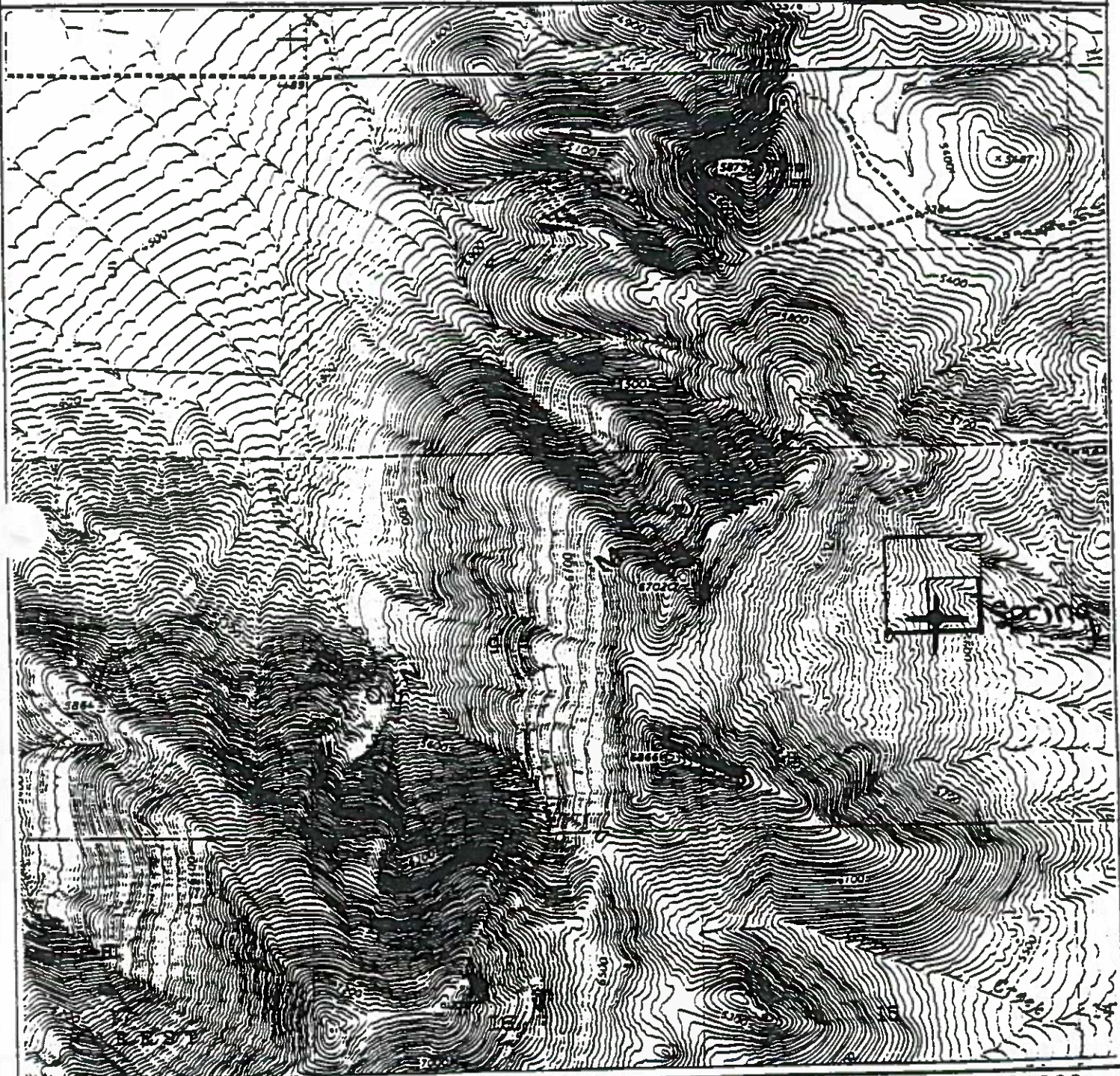
SEP 15 1997

Department of Agric. Sciences

COPY
FOR YOU...

WATER RIGHTS CLAIM MAP

TOWNSHIP 12 S RANGE 24 E MERIDIAN: BOISE QUAD MAP NAME VIEW



KEY

SCALE 1:24000

	DOWNSTREAM CLAIM		POF
	POF AND/OR POU LEGAL TO BE ADDED		POF (NOTE THIS IS A TROUGH UNLESS INDICATED OTHERWISE)
	POF AND/OR POU LEGAL TO BE DELETED		POF AND POU (NOTE POU IS A TROUGH UNLESS INDICATED OTHERWISE)
	LOT TO BE ADDED TO TRACT DESCRIPTION ALREADY ON CLAIM		DITCH
	UPSTREAM POF FOR DOWNSTREAM CLAIM SEGMENT		PIPELINE
	DOWNSTREAM POF FOR DOWNSTREAM CLAIM SEGMENT		

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:

45-12552

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:

4502808064

Stg:

J

StFed:

X

SOURCE:

Source	Tributary
SPRING ✓	SINKS ✓

QUANTITY:

0.02

CFS

or VOLUME:

0

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

1/1/1873

Diversion Means: UNDEVELOPED SPRING ✓

REMARKS:

Also reserved pursuant to EO 4/17/26, PWR 107

80 CLAIM- ASSOCIATED CLAIM 4502488064 ✓

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	24E	10	SE	SW	NE	✓		31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101 1231	0.02		0

CONSUMPTIVE
USE:

de minimis

stockwater use ✓

DATE:

08-Dec-97

2:09 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	Twn	Rge	Sec	T1	T2	LOT	within the	County of
04	12S	24E	10	SW	NE	✓	31	Cassia

RECEIVED

DEC 09 1997

Department of Water Resources

Remark PØ1
Cond PØ1
Status I

Comments:

Basis for Disallowance:

Based upon the BLM map attached
to claim 45-04137 there is no
P/u identified for a BLM claim
with the ID of 4502808064 within
section 10.

Disallow

12.30.97

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:

45-12552

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:

4502808064

Stg:

J

StFed:

X

SOURCE:

Source

Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

0

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

1/1/1873

Diversion Means: UNDEVELOPED SPRING

REMARKS:

Also reserved pursuant to EO 4/17/26, PWR 107

80 CLAIM- ASSOCIATED CLAIM 4502488064

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	24E	10	SE	SW	NE			31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101	1231	0.02	0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 13-Sep-97 9:23 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	Twn	Rge	Sec	T1	T2	LOT	within the	County of
04	12S	24E	10	SW	NE		31	Cassia

RECEIVED

SEP 15 1997

Department of Water Resources