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JUL 29 2016

DEPT. 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 CSRBA

A. Subcase 94-07086

(Insert water right number)

Case No. 49576

STANDARD FORM 1  
OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the USDA Forest Service

Address: 550 West Fort Street, MSC 033

Boise, Idaho 83724

Daytime Phone: 208- 365-7055

Name & Address of Attorney, if any:

David L. Negri

United States Department of Justice

Environment and Natural Resource Division

Natural Resources Section

550 West Fort Street, MSC 033

Boise, Idaho 83724

(208) 334-1936 phone, (208) 334-9375 fax

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

Name: Wende Ela

Kenneth Ela

Address: P.O. Box 986

Haden Lake, ID 83835

**D.** I object to the following elements or general provision as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**  
Should be: \_\_\_\_\_
2. ☐ **Source**  
Should be: \_\_\_\_\_
3. ☐ **Quantity**  
Should be: \_\_\_\_\_
4. ☐ **Priority Date**  
Should be: \_\_\_\_\_
5. ☒ **Point(s) of Diversion**  
Should be: See E below.
6. ☐ **Instream Flow Beginning and Ending Point**  
Should be: \_\_\_\_\_
7. ☐ **Purpose(s) of Use**  
Should be: \_\_\_\_\_
8. ☐ **Period of Year**  
Should be: \_\_\_\_\_
9. ☒ **Place of Use**  
Should be: See E below.
10. ☐ **General Provision**    ☐ Individual Water Right    ☐ All Water Rights  
  
☐ Should not be recommended.  
  
☐ This general provision was not recommended but should be recommended as described below.  
  
Should be: \_\_\_\_\_  
  
☐ General provision was recommended but should be modified as described below.  
Should be: \_\_\_\_\_

11. ☐ **I object** because the recommendation contains an accomplished transfer under Idaho Code § 42-1425 resulting in injury to my water right(s) and/or enlargement of the original right.

12. ☐ **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):** Shoshone County Parcel No. RP53N02E30 3300 is 4.87 acres surrounded by National Forest System (NFS) land. It is part of Homestead Entry Survey (HES) 484. The actual legal survey terminology for the NWNW Sec 30 is Government Lot 1. Lot 1 is 35.490 acres, 30.62 acres are NFS land. The water right elements need to include in the legal description that the NWNW is Lot 1, part of HES 484 and a phrase that the water right does not include any federal land.

**F.**

**CERTIFICATE OF MAILING**

I certify that on July 27, 2016, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court  
Coeur d'Alene – Spokane River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, ID 83303-2707

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

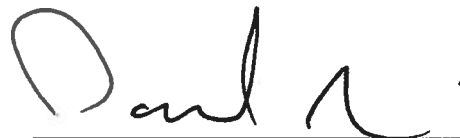
Wende Ela  
Kenneth Ela  
P.O. Box 986  
Hayden Lake, ID 83835

3. Copies to:

IDWR Document Depository  
P.O. Box 83720  
Boise, ID 83720-0098

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P.O. Box 83720  
Boise, ID 83720-0010

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



Signature of Objector or attorney  
mailing on Objector's behalf