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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

Case No. 49576

A. Subcase 94-04193
(Insert water right number)

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 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:

David L. Negri (208) 334-1936 phone, (208) 334-9375 fax
United States Department of Justice
Environment and Natural Resources Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: US Silver Corp
Address: P.O. Box 440; Wallace, ID 83873-0440

Name:
Address: ;

Name:
Address: ;

Name:
Address: ;

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:
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 attached.
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):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

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.

F.

CERTIFICATE OF MAILING

I certify that on July 28, 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 *by hand*
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 claimant of the water right at the following address:

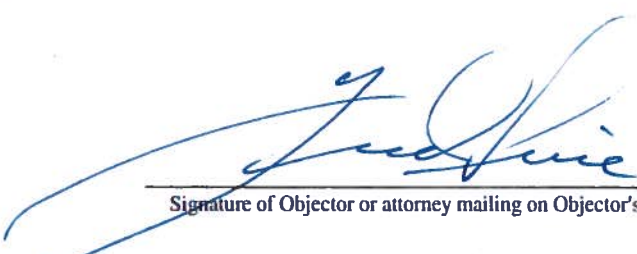
Name: US Silver Corp
Address: P.O. Box 440; Wallace, ID 83873-0440
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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 Resources Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

02/16/2016

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 94-4193
NAME AND ADDRESS: U S SILVER CORP
PO BOX 440
WALLACE ID 83873-0440

Mixed Ownership issue: POU:

-The Place of Use (POU) identified below contains both private (pvt) and public land.
-Clarify the POU such that it is clear that only private land is intended.

SOURCE: KILLBUCK CREEK TRIBUTARY: LAKE CREEK
QUANTITY: 0.600 CFS
PRIORITY DATE: 03/01/1959

POINT OF DIVERSION: T48N R04E S29 NESE Within SHOSHONE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MINING	01/01 12/31	0.600 CFS
Mining use is at the Galena Mine.		

PLACE OF USE: MINING in SHOSHONE County

T48N R04E S28	SWNW	T48N R04E S28	NWSW Mix: pvt/BLM
T48N R04E S29	SENE	T48N R04E S29	NESE

Place of use is limited to Mineral Survey 2047, 2463 and 3056.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No. RPMC0356

SHOSHONE COUNTY 079
COEUR D'ALENE DISTRICT

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

[illegible]

ALL 361 PL 339 (Act of Cong 08/11/1959)

DI 00998 Del PL 107 (Act of Cong 08/23/1958) completed

DOI 010033 Del PL 107 (Act of Cong 07/23/1995) completed

21 07257 Def PL 167 (Act of Cong. 07/23/05) normalized

DOI 07757-G-9 Sec 30: NW Party
DOI 07757-G-10 Sec 30: NW Edition

IX 07957-K-7	Sec 18: W2	Norwich Facs No 1
IX 07957-K-8 <td>Sec 18: W2 <td>Norwich Facs No 2 </td></td>	Sec 18: W2 <td>Norwich Facs No 2 </td>	Norwich Facs No 2

MDI 07057-K-10 Geo 12: SW Lucky Friday No 1

DOI 07857-K-13 See 19; SW Lucky Friday No 4

ID# 07957-AK-1 Seq 30: N2 Triangle No 1

ICN 07857-AK-4 Sec 30: E2 Triangle No 4

ICI 07857-AK-7 300 30; E2 Triangle No 7

DOI 07057-AK-10 Sea 32; NW Triangle No 10

BDN 07857-AK-12 500 30: NW Triangle No 3 Free

ICH 07957-AK-18 8ec 30: NE Duo No 8

H 17631 Sams Act 02/25/1981

Printed and published by the

100

UNIDENTIFIED LAND REFER TO INDEX OF MISCELLANEOUS DOCUMENTS

July 1977: Disappearance of alligators from

LAST UPDATED:	02/18/2012	BY:	LJM
DOC #:			01000000

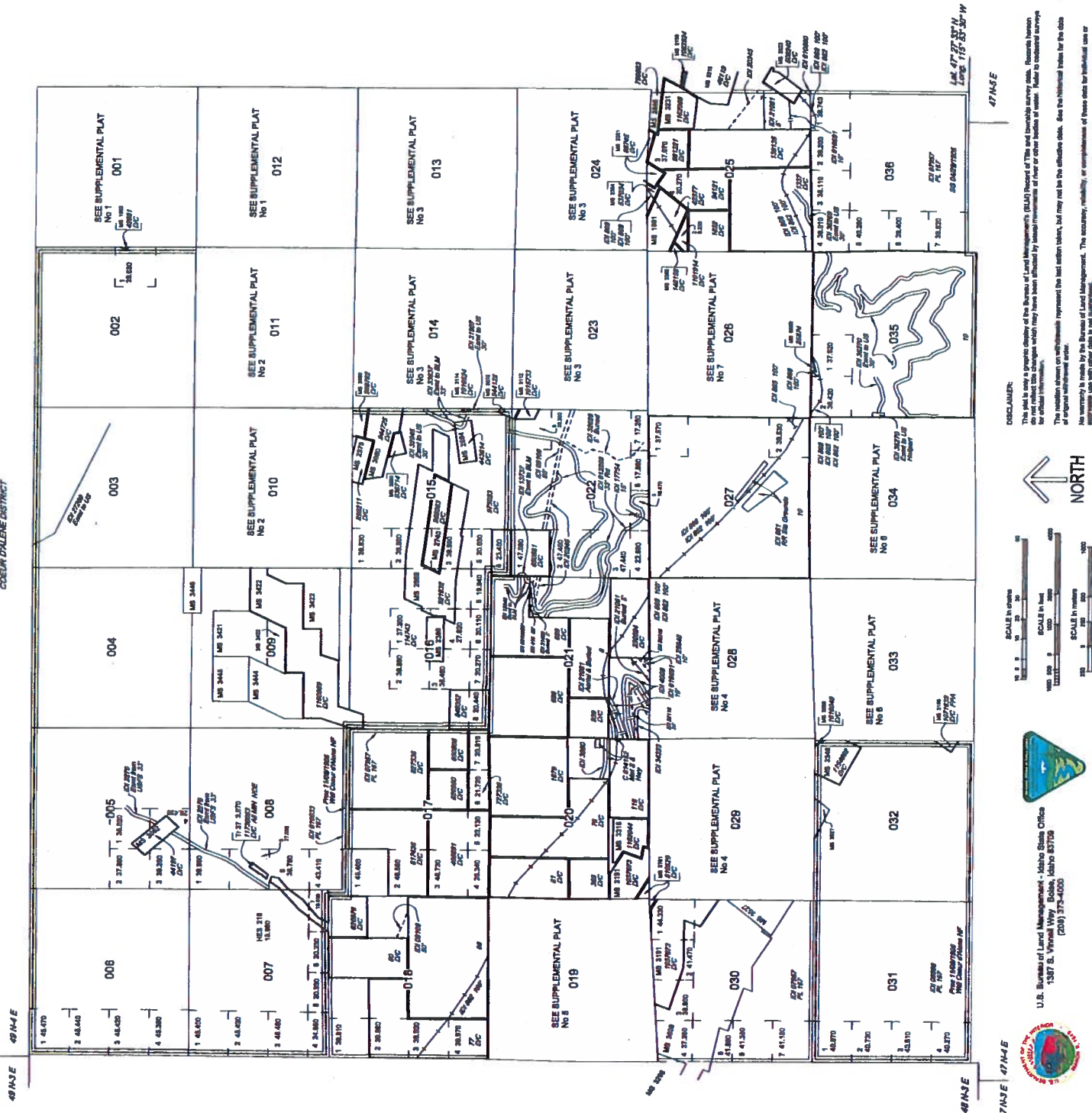
THE UNIVERSITY OF CHICAGO PRESS

OTHER	N/A

100

[illegible]

22



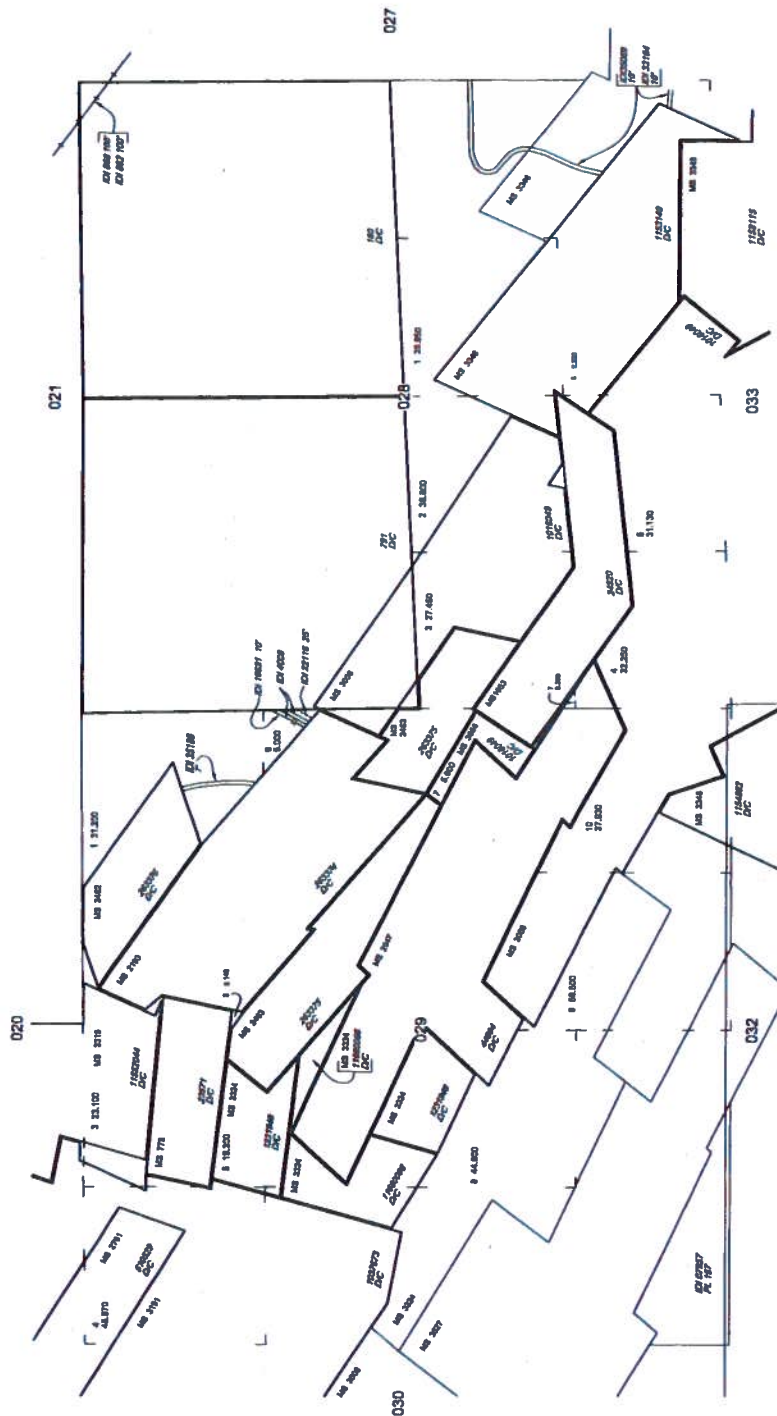
SHOSHONE COUNTY 079
COEUR D'ALENE DISTRICT

No. 4

MT PLAT
SUPPL Sec 28, 29

[illegible]

NDI 07857 Del PL 167 (Act of Cong 07/23/1953) completed
09/28/1952. All PD surfaces Mgmt by ELM



FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

FILE NO:	EDS0000460400110001.dmg	BY:	PM
CONVERTED TYP:	00000000	BY:	UPN
LAST UPDATED:	00/00/00	DATE:	00
DATE IN:		POINTED TO PUBLIC RECORD:	February 28, 2012
PUBLIC AND SURVEY SYSTEM (PUB)		BY:	
BLK USGS ACQUIRED:	00000000		
OTHER COMMENTS:	NA		
PREDICTED COORDINATE SYSTEM:	UTM ZONE 11N MAG 1983		
NOTE:			
USE PLAT:			

T. 48 N
R. 4 E
No. 4



U.S. Bureau of Land Management • Idaho State Office
1367 S. Vinnet Way Boise, Idaho 83709
(208) 375-4000



The peak to peak is graphic display of the Bureau of Land Management's (BLM) Record of Decision and inventory survey data. Records hereon may not be used to indicate that changes within may have been effected by land management of forest or other bodies of water. Reader to conduct surveys and obtain permits.

The condition shown on wilderness map represent the best condition known, but they are not the effective data. Use the historical record for the data and inventory is made by the Bureau of Land Management. The accuracy, reliability, or completeness of these data for individual use or for other purposes is not warranted.



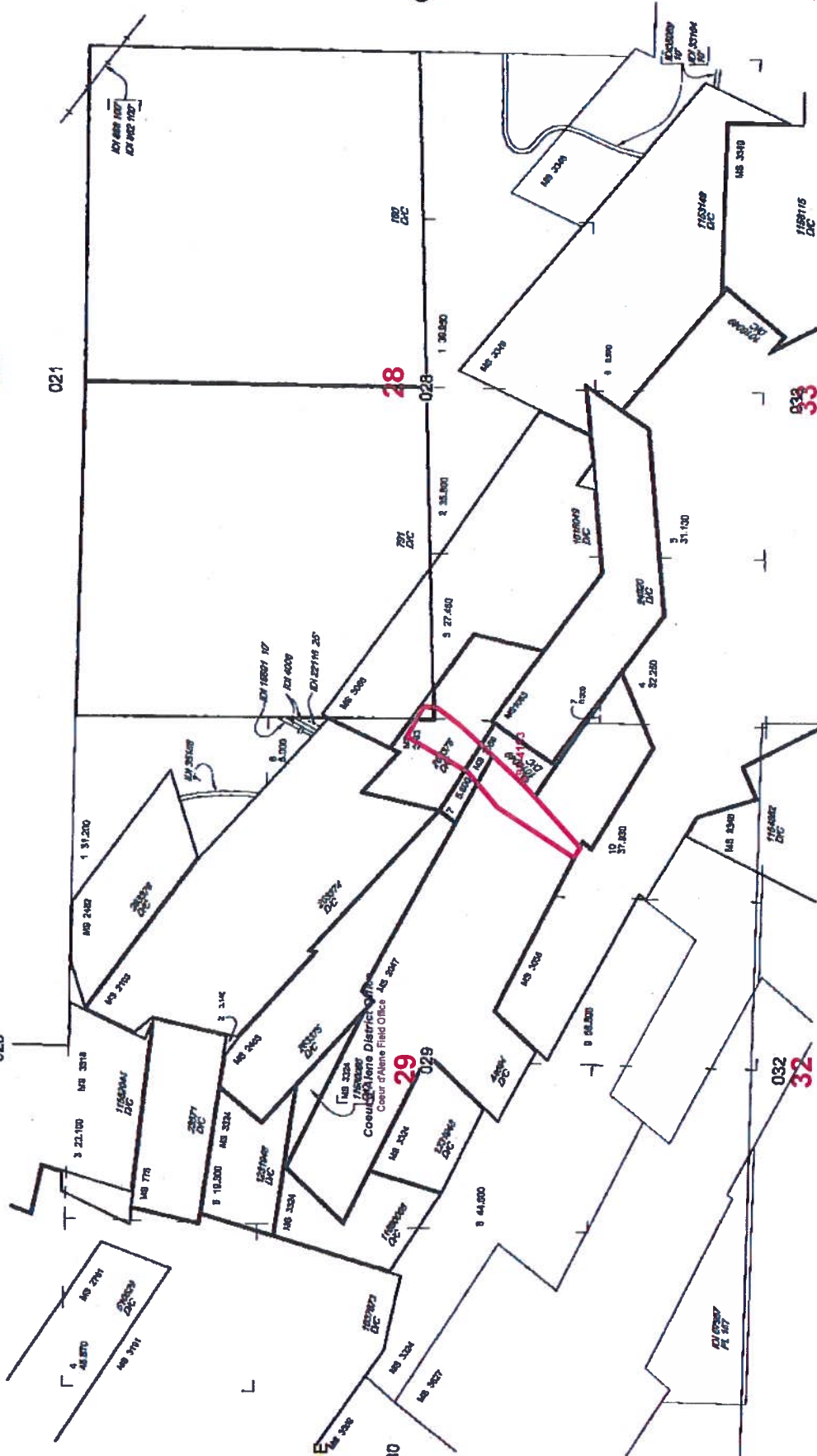
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SHOSHONE
COUNTY
4E N 4E 94 30 030

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020

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027

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Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, Swayco, and the GIS User Community. Esri HERE DeLorme MapmyIndia © OpenStreetMap contributors, Esri HERE DeLorme MapmyIndia, © OpenStreetMap contributors, and the GIS User Community.

