

**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 94-07165
(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: Linda Hosking
Address: P.O. Box 263; Mullan, ID 83846

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: See attached.

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:

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 United States of America, through the Bureau of Land Management, is the owner of the land upon which the point of diversion (POD) is claimed. The claimant's use of Federal land is unauthorized. Claimant's water right should not include this POD.

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.

E. 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:

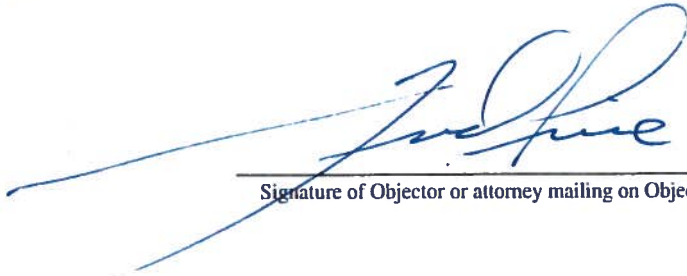
Name: Linda Hosking
Address: P.O. Box 263; Mullan, ID 83846
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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

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

RIGHT NUMBER: 94-7165 POD on BLM:
 NAME AND ADDRESS: LINDA HOSKING
 PO BOX 263
 MULLAN ID 93946

- The point of diversion (POD) identified below falls on BLM land
- No existing ROW.

POU shapefile includes some BLM land:

- Trim shapefile to exclude BLM.

SOURCE: GENTLE ANNIE GULCH CREEK TRIBUTARY: SOUTH FORK COEUR D ALENE RIVER

QUANTITY: 0.070 CFS
 2.50 AFY
 The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/07/1981

POINT OF DIVERSION: T48N R05E S25 SESE Lot 4 Within SHOSHONE County (BLM)

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.060 CFS 2.40 AFY
STOCKWATER	01/01 12/31	0.010 CFS 0.10 AFY

Domestic use is for 2 homes.

PLACE OF USE: STOCKWATER in SHOSHONE County
 T48N R05E S36 NENE (Pvt) T48N R05E S36 NWNE (Pvt)
DOMESTIC in SHOSHONE County
 T48N R05E S36 NENE (Pvt) T48N R05E S36 NWNE (Pvt)

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 - License

Stockwater use is for 5 head mixed stock.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Parcel No. RP48N05E360600.

SHOSHONE COUNTY 079
COEUR D'ALLENE DISTRICT

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

See individual supplemental plates for appropriate remarks

[illegible]

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

FILE REF:	COBARRANDOCALAN000001.dwg
CONVERTED TPR:	04/19/2012
LAST UPDATED:	04/19/2012
DATE #1:	DATE #2:
POSTED TO PUBLIC RECORD: BY: DATE:	
PUBLIC LAND SURVEY (W/ITEM PL#8)	
BLM BIDS ACQUIRED: 04/19/2012	
OTHER: N/A	
PROJECTED COORDINATE SYSTEM: UTM ZONE 11N MAG 1983	
NOTES:	
USE PLATE:	

Johns Mar.
T. 48 N
R. 8 E

SEE SUPPLEMENTAL PLAT NO 3 006	SEE SUPPLEMENTAL PLAT NO 3 005	SEE SUPPLEMENTAL PLAT NO 2 004	SEE SUPPLEMENTAL PLAT NO 2 003	SEE SUPPLEMENTAL PLAT NO 1 002	SEE SUPPLEMENTAL PLAT NO 1 001
SEE SUPPLEMENTAL PLAT NO 3 007	SEE SUPPLEMENTAL PLAT NO 3 008	SEE SUPPLEMENTAL PLAT NO 2 009	SEE SUPPLEMENTAL PLAT NO 2 010	SEE SUPPLEMENTAL PLAT NO 1 011	SEE SUPPLEMENTAL PLAT NO 1 012
SEE SUPPLEMENTAL PLAT NO 4 018	SEE SUPPLEMENTAL PLAT NO 4 017	SEE SUPPLEMENTAL PLAT NO 3 016	SEE SUPPLEMENTAL PLAT NO 3 015	SEE SUPPLEMENTAL PLAT NO 2 014	SEE SUPPLEMENTAL PLAT NO 2 013
SEE SUPPLEMENTAL PLAT NO 4 019	SEE SUPPLEMENTAL PLAT NO 4 020	SEE SUPPLEMENTAL PLAT NO 3 021	SEE SUPPLEMENTAL PLAT NO 3 022	SEE SUPPLEMENTAL PLAT NO 2 023	SEE SUPPLEMENTAL PLAT NO 2 024
SEE SUPPLEMENTAL PLAT NO 9 030	SEE SUPPLEMENTAL PLAT NO 9 029	SEE SUPPLEMENTAL PLAT NO 8 028	SEE SUPPLEMENTAL PLAT NO 8 027	SEE SUPPLEMENTAL PLAT NO 7 026	SEE SUPPLEMENTAL PLAT NO 7 025
SEE SUPPLEMENTAL PLAT NO 9 031	SEE SUPPLEMENTAL PLAT NO 9 032	SEE SUPPLEMENTAL PLAT NO 8 033	SEE SUPPLEMENTAL PLAT NO 8 034	SEE SUPPLEMENTAL PLAT NO 7 035	SEE SUPPLEMENTAL PLAT NO 7 036

Lat 47° 27' 33" N
Long 115° 45' W

47 N4 E

17 AUG 1948

CLIMATE DATA

This plot is only a graphics display of the Bureau of Land Management's (BLM) Record of Title and Township survey data. Records herein do not reflect title changes which may have been affected by lateral encroachments of river or other bodies of water. Refer to cadastral surveys for official information.

The relations shown are without bias, represent the last section taken, but may not be the effective date. See the Historical Index for the date original with original order.

No warranty is made by the Bureau of Land Management. The accuracy, reliability, or completeness of these data for individual uses or for aggregate use with other data is not guaranteed.



U.S. Bureau of Land Management Idaho State Office
1387 S. Vinland Way Boise, Idaho 83709
(208) 373-4000



NORTH

PARTIALLY SURVEYED TOWNSHIP 48 NORTH RANGE 5 EAST OF THE BOISE MERIDIAN, IDAHO

SHOSHONE COUNTY 079
COEUR D'ALENE DISTRICT

No. 7
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT
SUPPL Secs 25,26,35,36

