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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 94-08916
(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: Arnold L. Shelton
Address: 21 Main Ave; Wallace, ID 83873

Name: Jacqueline A. Shelton
Address: 21 Main Ave; Wallace, ID 83873

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: 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 five and nine (POD & 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 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 claimant of the water right at the following address:

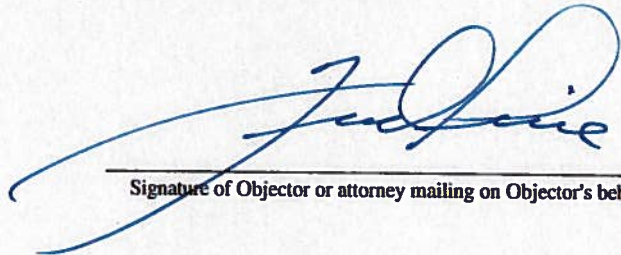
Name: Arnold L. Shelton
Address: 21 Main Ave; Wallace, ID 83873
Name: Jacqueline A. Shelton
Address: 21 Main Ave; Wallace, ID 83873
Name:
Address: ;
Name:
Address: ;

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: 94-8916

NAME AND ADDRESS: ARNOLD L SHELTON
21 MAIN AVE
WALLACE ID 83873

JACQUELYN A SHELTON
21 MAIN AVE
WALLACE ID 83873

Mixed ownership issue: POD & POU

- The point of diversion (POD) and place of use (POU) identified below contain both private and public land.
- Clarify the POD & POU such that it is clear only private land is intended.

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 12/31/1936

POINT OF

DIVERSION: T48N R04E S26 NENE Within SHOSHONE County

The point of diversion resides within Mineral Survey 2382.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

DOMESTIC

Domestic use is for 1 home.

PERIOD OF USE

01/01 12/31

QUANTITY

0.040 CFS

PLACE OF USE: **DOMESTIC in SHOSHONE County**

T48N R04E S26 NENE

The place of use is limited to Mineral Survey 2382.

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: **BASIS OF CLAIM - Beneficial Use**

Parcel No. RPO3450001013A

SHOSHONE COUNTY 079
COLUMBIAN DISTRICT

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

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U.S. MAIL PERMIT NO. 4001 NEW YORK, N.Y.

On 22nd Dec 1971 (all of Dec 68-97) complete

DIGITAL DATA ON THE USE OF CRYSTALLOGRAPHY IN MATERIALS RESEARCH

On 07067 Don PL 137 (last of Donp 07067) completed

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W06789-2-0002 10m 12m Lucky Friday No 2
W06789-2-0003 10m 12m Lucky Friday No 2

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101 67867-7-14	5 of 24 NW	10100W
101 67867-8-14	6 of 24 NW	10100W

101 67967-AK-3	Sec 23, W3	Tranche No 2
101 67967-AK-1	Sec 23, W3	Tranche No 3
101 67967-AK-4	Sec 23-1	Tranche No 4

01 07057-AX-5 5-02 20-02 Through No 5
01 07057-AX-6 5-02 20-02 Through No 6
01 07057-AX-7 5-02 20-02 Through No 7

[illegible]

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001 67858 JAL 17 Aug 1947 Trench No 1
001 67859 JAL 17 Aug 1947 Trench No 1

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 101 07957-AX-76 Dec 22 72 Dec 22 72
 101 07957-AX-76 Dec 22 72 Dec 22 72

01 2767-JX-10 846 35- NY Cwp No 6

01 17611 Sdms Ad 12707641

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Eligibility for National Fund Aid ?

IDENTIFIED LAND REFER TO NEED OF
JUSTICE LANE DRUGS, DOUGLAS, N.Y.

File name: [Lecture 08 - The Internet](#)

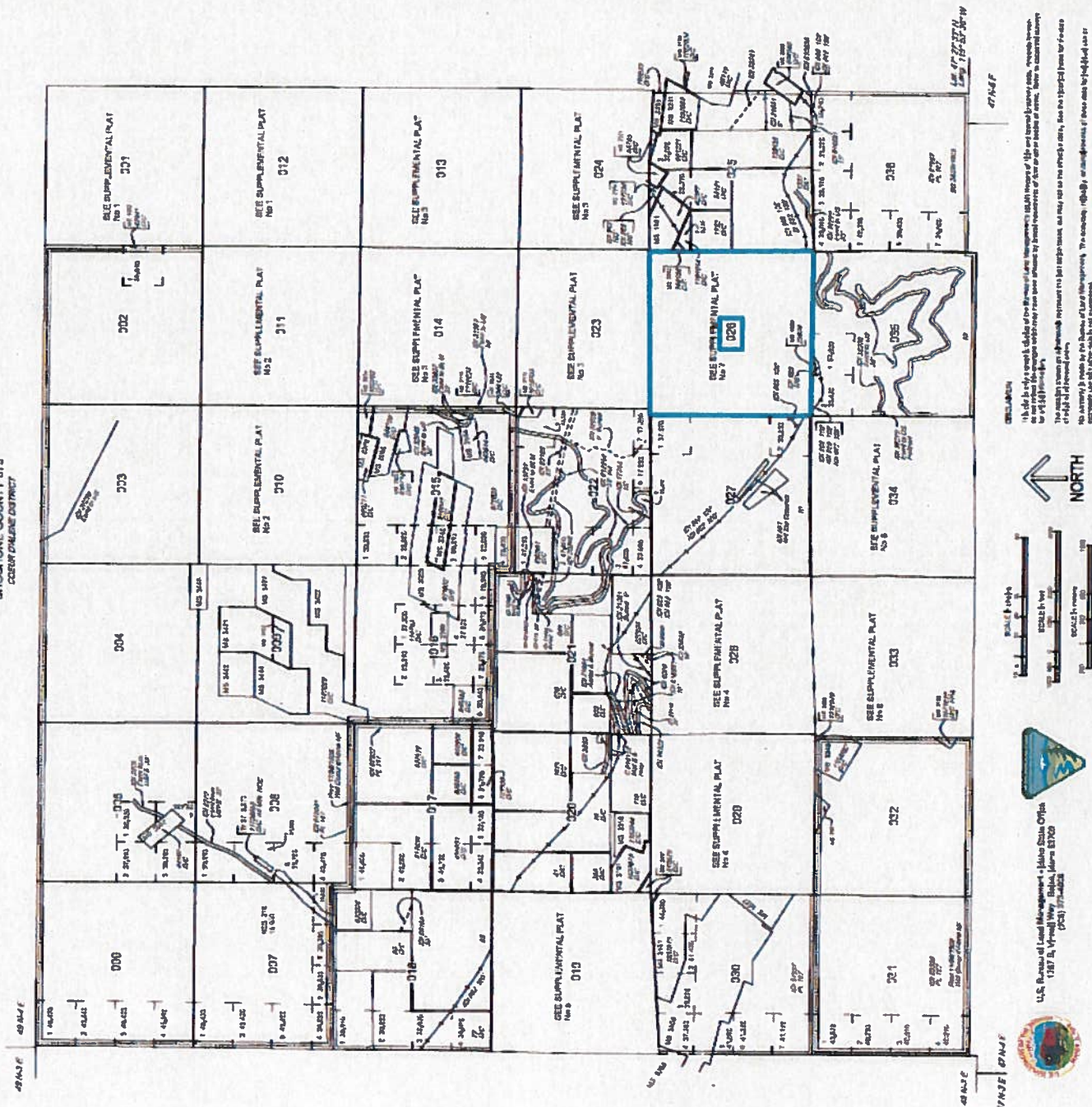
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1975-1976

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
IN RE: THE ESTATE OF JAMES EARL RAY, JR.
Case No. 80-CV-00001
JAMES EARL RAY, JR., Defendant
vs.
UNITED STATES OF AMERICA, Plaintiff
Jury Trial
Date of Trial: 1980-09-15
Judge: J. Edgar Hoover
Location: Federal Courthouse, New York City
Status: Pending

2008-2009

7.03



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U.S. Bureau of Land Management - Alaska State Office
1387 B. Vinell Way, Eads, Idaho 83420
(208) 877-4038

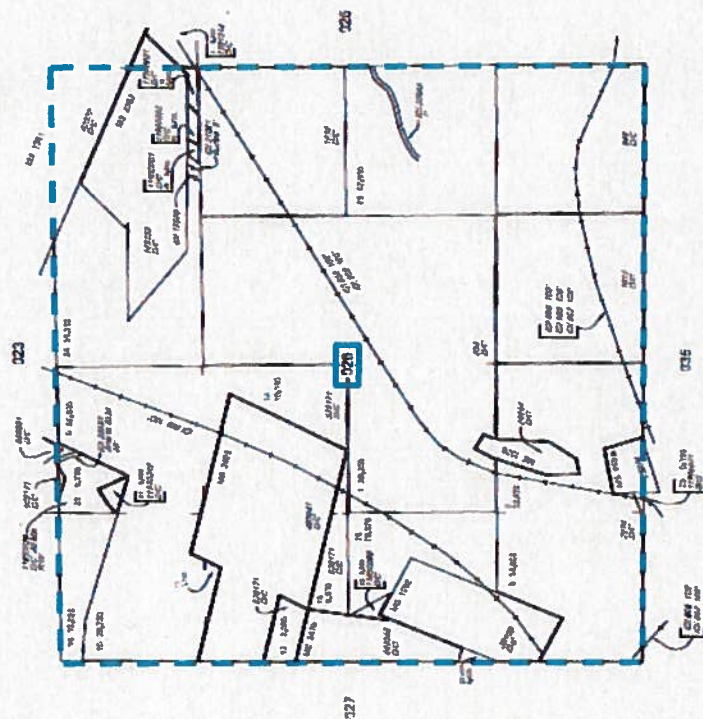


Supplemental Plat #7

10.7

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT
SUPPL Sec 26

[illegible]

OR DRUGS AFFECTING CARDIAC OR LIVER
IDENTIFIED AND REFER TO NURSE OF
UNIT FOR FURTHER INSTRUCTIONS

[illegible]

The results presented in this paper suggest that the use of the proposed model for the analysis of the data from the 1996 survey is appropriate. The results suggest that the use of the proposed model for the analysis of the data from the 1996 survey is appropriate. The results suggest that the use of the proposed model for the analysis of the data from the 1996 survey is appropriate.



U.S. Bureau of Land Management - Idaho State Office
1507 N. Vincent Way, Boise, Idaho 83720
(208) 273-4549



025

- The described POD & POU contain both private and public land
- Need to clarify that POD & POU include only private land

