

Movant:

UNITED STATES OF AMERICA

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JUL 17 2000

Department 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 SRBA

Case Number: 39576

) Subcase: 37-12088
)
) NOTICE BY THE UNITED STATES OF
) WITHDRAWAL OF OBJECTION
)
)
)
)

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SEP 01 2000
Department of Water Resources
Southern Region

DESCRIPTIVE SUMMARY

This is a notice by the United States of its withdrawal of the objection filed on
behalf of the United States Department of Agriculture, Forest Service for subcase number

37-12088. The Forest Service objected to a claim made by Phyllis Thibault and Nellie Stockton because the point of diversion and place of use were described on National Forest System land. On June 30, 2000 the Idaho Department of Water Resources issued an Amended Director's Report that correctly identifies the legal location of the water right claim. The Amended Director's Report resolves the United States' objection.

NOTICE

Therefore, the United States hereby notices the Court of the withdrawal, with prejudice, of the United States objection to subcase no. 37-12088.

Dated this 13th day of July, 2000

Respectfully submitted,

UNITED STATES OF AMERICA


DAVID L. NEGRI
United States Department of Justice

Certificate of Service

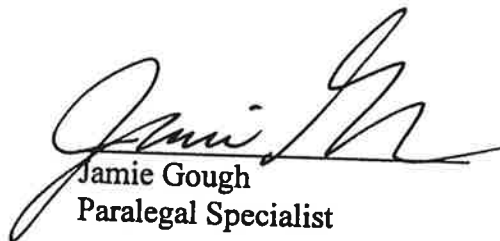
I certify that on July 13th, 2000 I caused to be served a true and correct copy of the **NOTICE BY THE UNITED STATES OF WITHDRAWAL OF OBJECTION - 37-12088** to the addresses listed below, by U.S. mail, postage prepaid:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
General Litigation Section
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Boise, ID 83720

Phyllis Thibault
Nellie Stockton
252 N 300 E
Jerome, ID 83338-5450


Jamie Gough
Paralegal Specialist

AJ5809NP
No. R37-12088

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/04/99
PAGE: 10

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PHYLLIS THIBAUT	01/01/1970	DOMESTIC	06-01 10-01	0.02 CFS	
C	NELLIE M STOCKTON					
TOTAL DIVERSION:					0.02 CFS	

Water Source: SPRING

Tributary to: OREGON GULCH

Stage: BENEFICIAL USE

Point(s) of Diversion: T05N R17E S10 NWNWNW BLAINE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE						
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac			
05N 17E 10 :				:	D				:					:				

POU County: BLAINE

Non-Irrigation Uses: DOMESTIC, 1 HOME

Other Rights: A37-12087

Remarks: GEN PARCEL NO. 05N17010782A A
PROPERTY ALSO KNOWN AS HES124, 13576 US HWY 75

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 01/08/1994 User-ID: DUNN1 Subject: COPIED FROM REMARKS
WELL USED ON LAWN WHEN SPRING IS DRY.

Audit: 01/03/94 DUNN1 01/08/94 DUNN1 03/30/95 POST-STD