

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 95-08423
(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: (208) 373-3831, fwprice@blm.gov

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: United States of America
Bureau of Land Management
Idaho State Office
Address: 1387 South Vinnell Way
Boise, ID 83709-1657

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.

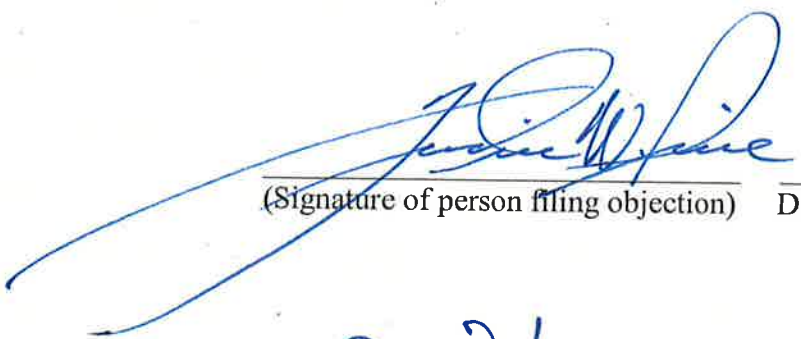
12. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

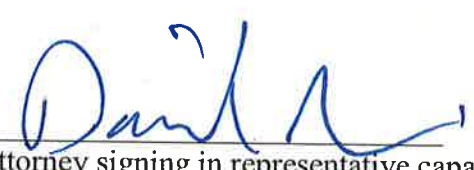
E. REASONS SUPPORTING OBJECTION(S):

The legal description reported in the Director's Report for this claim is inaccurate. POU was recommended as T49N, R03W, S01, SWSW, but should also include T49N, R03W, S01, Lot 16 (SWSE) per the Amended Claim filed 06-10-2009. Place of use includes an accomplished change pursuant to I.C. 42-1425. See attached for revised POU legal description.


(Signature of person filing objection)

Date

7/12/2019


(Attorney signing in representative capacity)

7/12/19

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 12 July, 2019, 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: United States of America
Bureau of Land Management
Idaho State Office
Address: 1387 South Vinnell Way
Boise, ID 83709-1657

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: 95-8423

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

**POU should include Lot 16 (SWSE)
as an accomplished change consistent
with BLM's Amended Notice of Claim
filed 06-10-2009.**

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
2.10 AFY

PRIORITY DATE: 08/02/1983

POINT OF
DIVERSION: T49N R03W S1 SWSW Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE	1/01 12/31	0.010 CFS
		0.30 AFY
DOMESTIC	4/15 10/31	0.020 CFS
		1.80 AFY

Domestic use is Mineral Ridge Recreation Site.

PLACE OF USE: WILDLIFE in KOOTENAI County

T49N R03W S01 SWSW

T49N R03W S01 Lot 16 (SWSE)

DOMESTIC in KOOTENAI County

T49N R03W S01 SWSW

T49N R03W S01 Lot 16 (SWSE)

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

BLM Record ID = 9506486001

Parcel No. 49N03W017000.

Receipt for Items Received

June 10, 2009

The following items were received by me on June 10, 2009 from the BLM.

- BLM Notice of *Amended* Claim Packet Basin 95.
 - Water Rights Claim Verification Form signed and notarized.
 - Notice of Claim Form
 - GIS Map identifying location of Claim
 - MTP identifying current United States ownership

B95 95-08423 (9506486001)

RECEIVED
JUN 10 2009
DEPARTMENT OF
WATER RESOURCES

SR7

Signed

6-10-2009

SR7 Date

IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re: The General Adjudication of
Rights to the Use of Water from the
Coeur d'Alene-Spokane River Basin
Water System

Civil Case No. 49576

AMENDED NOTICE of CLAIM for
Water Right number:

9508423 (IDWR number)

BLMIDENT:

Stg: StFed:

9506486001

L

S

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

Other Right and date:

SOURCE:

Source

Tributary

Groundwater

QUANTITY:

0.02

CFS

or VOLUME:

2.1

Acre Feet

☒ **EXCESS**

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

PRIORITY DATE:

08/02/1983

Diversion Means: Well for Dom & Wildlife at Mineral Ridge Scenic Area.

REMARKS:

Licensed in Lot 10 (SWSW). Pursuant to a Corrective Dependent Resurvey adopted on
09/28/1981, Lot 10 has been resurveyed into the SWSW and Lot 18 (NWSW). License lists a
POU in Lot 9 (SESW) resurveyed to nominal aliquot SESW, but drinking fountain was constructed
in Lot 16 (SWSE).

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
49N	03W	1	SW	SW	SW			55	Kootenai

PURPOSE
and
PERIOD
OF USE.

Purpose of Use

Period of Use (from - to):

Rate in CFS

Volume in AcFt

or

16

0101

1231

0.01

0.3

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0415

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CONSUMPTIVE
USE:

de minimis domestic & wildlife

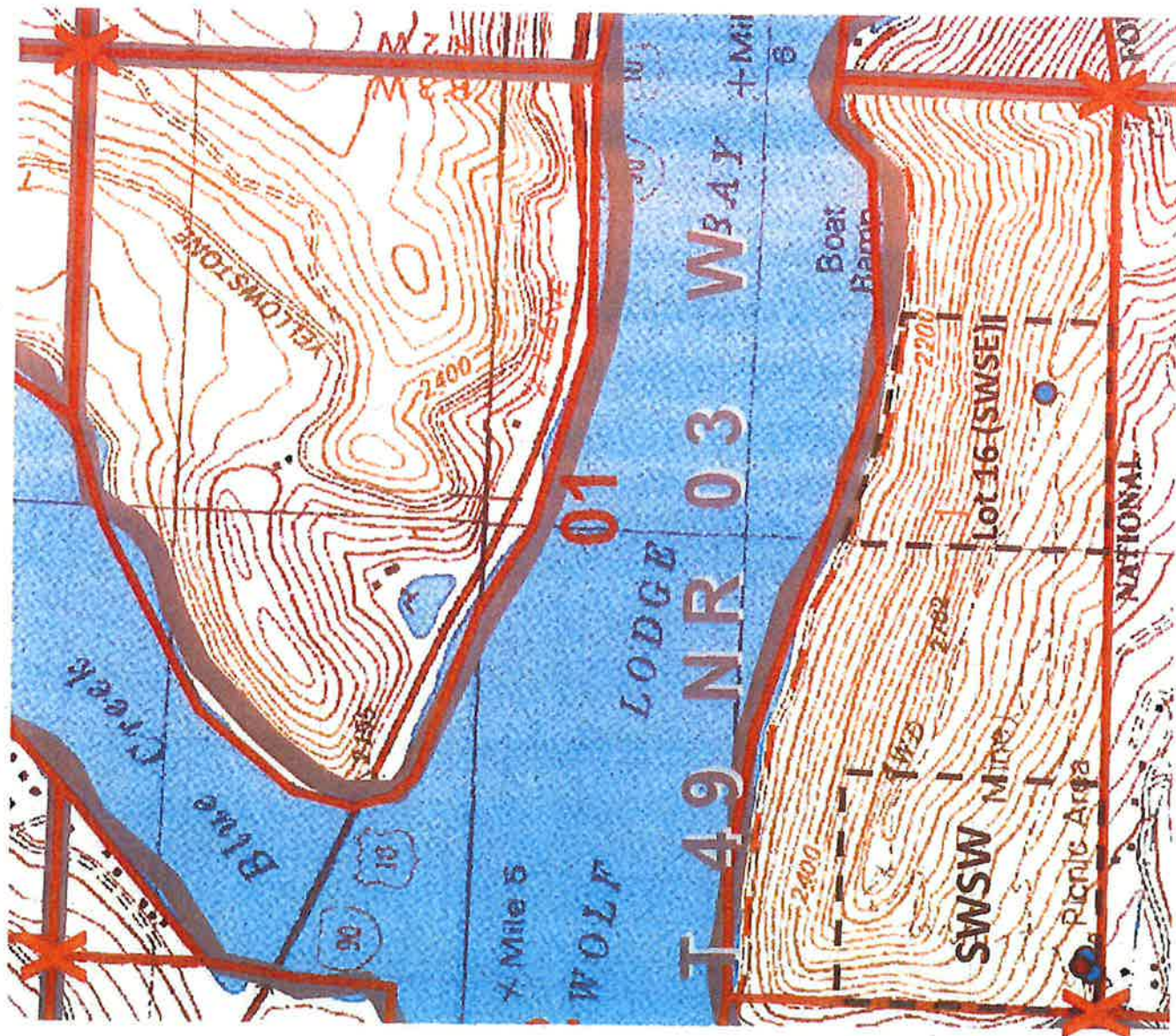
DATE: 10-Jun-09

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

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

PLACE
of USE:

Water Use	Twn	Rge	Sec	T1	T2	LOT	Acres	within the	County of
43	49N	03W	1	SW	SE	16		55	Kootenai
16	49N	03W	1	SW	SE	16		55	Kootenai
43	49N	03W	1	SW	SW			55	Kootenai
16	49N	03W	1	SW	SW			55	Kootenai



- Place of use : Drinking fountain
- Point of Diversion: Well and Pump House

Welf Lodge Bay

KODOTENAI COUNTY 055
COUNCIL CHAMBERS

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MT PLAT

INDEX TO SECREATED TRACTS

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End of April 1961 2:10 PM, as noted Aug 10, 1961's advertisement
is part of Volume of Bureau for studies

Su Huihui, Doc #1, M7 (M7-023-0816) unopened

19-06-2018 at MD assistance by JLM

Su Huihui, Doc #1, M7 (M7-023-0816) unopened

Page 1 of 1

5. 10/11/06

[illegible]

DATE: 11/11/11
PAGE: 11

© 2017 by Taylor & Francis

Sec 1 Portion of ultra 2.2

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

1. The first step in the process of identifying a problem is to recognize that a problem exists. This is often done by comparing current performance with a desired state or goal. If there is a significant difference, a problem is identified.

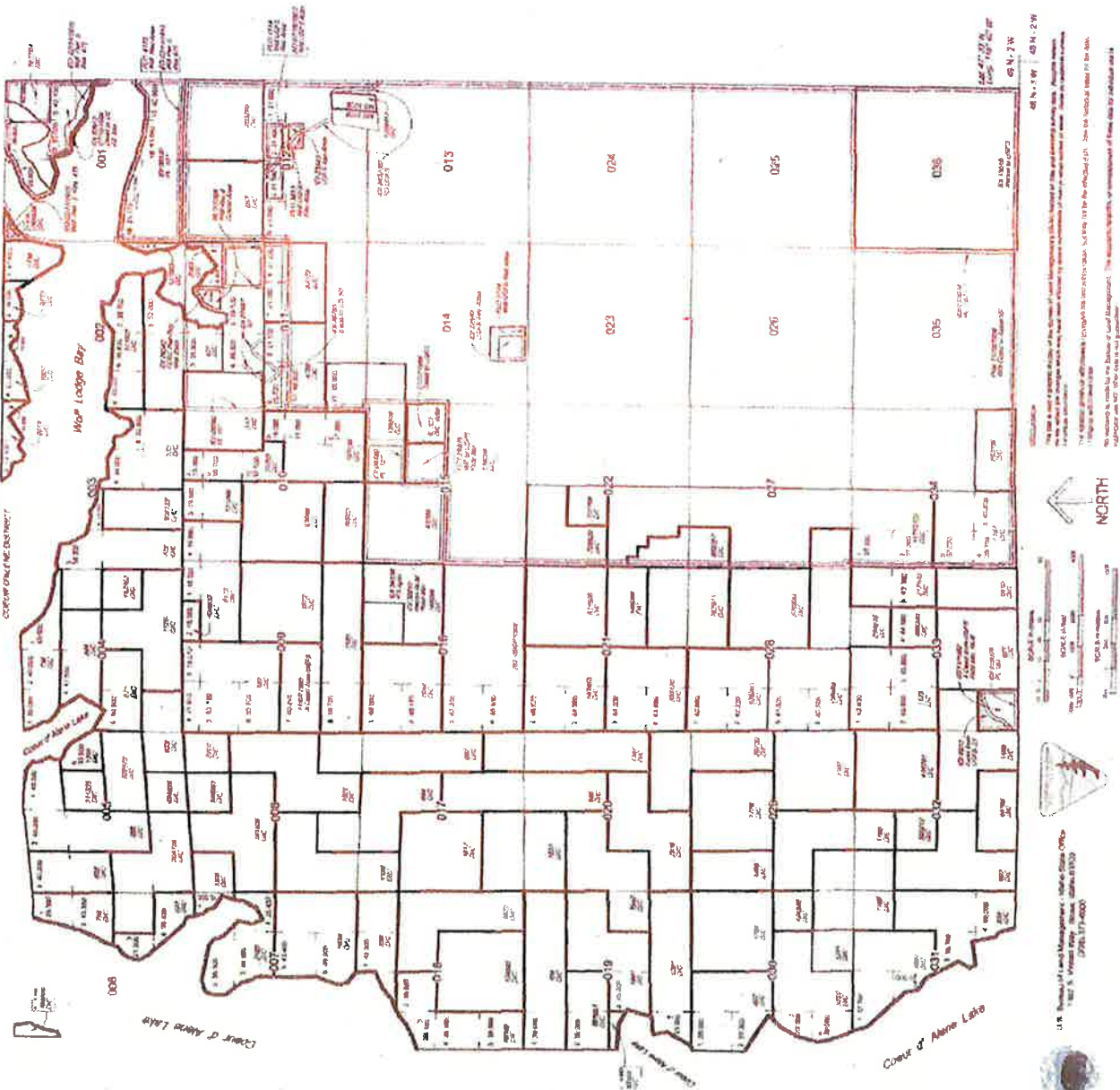
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WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 95-08423 (9506486001)

(a.) By signing below, I acknowledge that I have received, read, and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane River Basin Adjudication." (b.) I do do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

For Organizations:

I do solemnly swear and affirm that I am Fredric W. Price, Water Rights Specialist of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Rights Specialist of United States of America, acting through U.S.D.I., BLM and that the statements contained in the foregoing documents are true and correct.

Signature of Authorized Agent Fredric W. Price for
the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 10th day of June, 2009.

Linda C. Buck

Notary Public in and for: State of Idaho

Residing at: Mountain Home, Idaho

My Commission Expires: December 21, 2011

Seal

