

08/10/2007

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-14474

NAME AND ADDRESS: CHERYL BLACKBURN HOLDEN
2362 HWY 93 N
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/01/1908

POINT OF DIVERSION:

T25N R21E S28 SWNW Within LEMHI County

T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.140 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T25N R21E S33	NESW	1.30	T25N R21E S33	NWSW	3.40
---------------	------	------	---------------	------	------

4.7 ACRES TOTAL

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

This right is a split from former right 75-4138A.

01/08/2007

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

75-14474

RIGHT NUMBER: 75-4138A

NAME AND ADDRESS: CHERYL BLACKBURN HOLDEN
2362 HWY 93 N
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/01/1908

POINT OF

DIVERSION: T25N R21E S28 SWNW Within LEMHI County
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.140 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T25N R21E S33

NESW

1.30

T25N R21E S33

NWSW

3.40

4.7 ACRES TOTAL

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

06/13/2008

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

RIGHT NUMBER: 75-14474

NAME AND ADDRESS: CHERYL BLACKBURN HOLDEN
2362 HWY 93 N
PO BOX 96
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 11/01	0.140 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T25N R21E S33 NESW 1.30	T25N R21E S33 NWSW	3.40

4.7 ACRES TOTAL

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

This right is a split from former right 75-4138A.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

June 13, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

MICHAEL CUMMINGS
PO BOX 132
NORTH FORK ID 83466

RE: Notice of Change of Water Right Ownership (NCO) for
75-4138A (Split into 75-14468, 75-14469, 75-14470, 75-14471, 75-14472 & 75-
14474) and Notice of Completed Administrative Proceeding (NCAP)

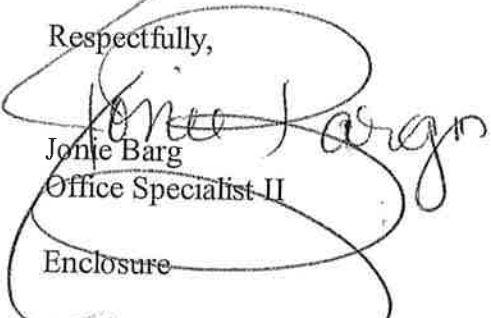
Dear SIR/MADAM:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Office Specialist II

Enclosure

cc: CLIFFORD CUMMINGS

SCANNED

AUG 04 2008

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

)

Water Rights: 75-4138A
(Split into 75-14468, 75-14469, 75-14470, 75-
14471, 75-14472 & 75-14474)

Case No. 39576

)

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party HOLDEN-CUMMINGS
- ☐ I.C. § 42-222 transfer

- | | |
|---|--|
| ☐ point of diversion | ☐ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 24, 2008

Ernest Carlson

Signature of IDWR Representative

SCANNED

AUG 04 2008

CERTIFICATE OF MAILING

I certify that on July 28, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Cheryl Blackburn Holden
2362 HWY 93 N
North Fork ID 83466

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Michael Cummings
PO Box 132
North Fork ID 83466

4. One copy to:

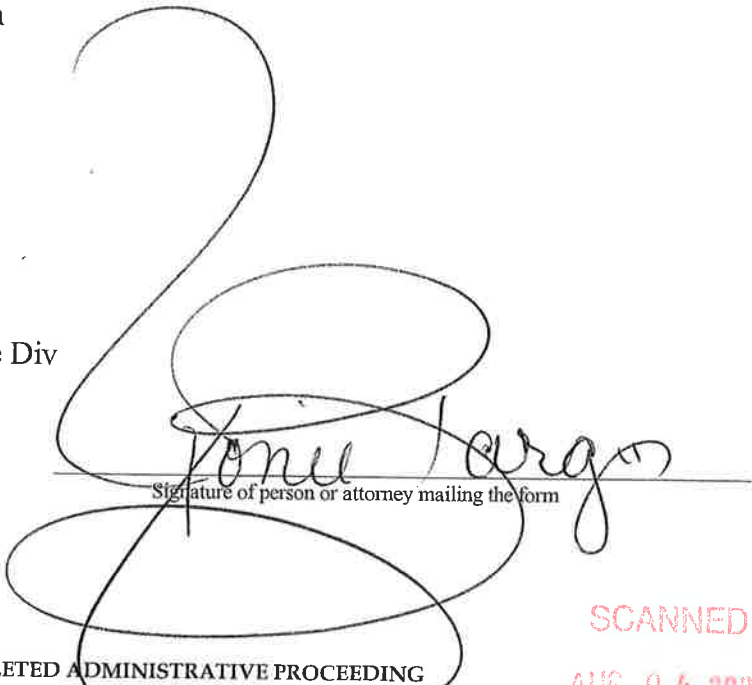
Each party in the subcase, or attorney of record
Paul Withers
1301 main St Ste 6
Salmon ID 83467

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

06/9/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER

CLAIM DISPOSITION REASON

75-4138A

Disallowed

75-14472, 75-14474

Split into: 75-1448, 75-14469, 75-14470, 75-14471,

SCANNED

AUG 04 2008

06/13/2008

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

RIGHT NUMBER: 75-14468

NAME AND ADDRESS: JON CUMMINGS
PO BOX 202
NORTH FORK ID 83466

NANCY CUMMINGS
PO BOX 202
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.330 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 11/01	0.330 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T25N R21E S33 NESW 2.60	T25N R21E S33 NWSW	8.20
	T25N R21E S33 SWSW 4.00	T25N R21E S33 SESW	1.60

16.4 ACRES TOTAL

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

This right is a split from former right 75-4138A.

SCANNED

AUG 04 2009

06/13/2008

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

RIGHT NUMBER: 75-14469

NAME AND ADDRESS: SHERRI S AUEN
22 AVENIDA ANDRA
PALM DESERT CA 92260

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.280 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.280 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T25N R21E S33	SWSW	10.00	T25N R21E S33	SESW	4.50
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14.5 ACRES TOTAL

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

This right is a split from former right 75-4138A.

Aug 04 2008

06/13/2008

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

RIGHT NUMBER: 75-14470

NAME AND ADDRESS: SHIRLEY A WALKER
20 CHERRY HILL LN
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.260 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 11/01	0.260 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T25N R21E S33 SWSW 10.00	T25N R21E S33 SESW 3.60	
	13.6 ACRES TOTAL		

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

This right is a split from former right 75-4138A.

SCANNED

AUG 04 2000

06/13/2008

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

RIGHT NUMBER: 75-14471

NAME AND ADDRESS: DARCI A MEYERS
PO BOX 1571
SALMON ID 83467

MELVIN J MEYERS
PO BOX 1571
SALMON ID 83467

CHARLES M MEYERS
PO BOX 1571
SALMON ID 83467

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.270 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 11/01	0.270 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T25N R21E S33 SWSW 9.80	T25N R21E S33 SESW	4.20

14 ACRES TOTAL

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

This right is a split from former right 75-4138A.

SCANNED

AUG 04 2008

06/13/2008

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

RIGHT NUMBER: 75-14472

NAME AND ADDRESS: MICHAEL CUMMINGS
PO BOX 132
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.240 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 11/01	0.240 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T24N R21E S04 NENW 4.50	T24N R21E S04 NWNW	7.50
	T25N R21E S33 SWSW 0.50	T25N R21E S33 SESW	0.30

12.8 ACRES TOTAL

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

This right is a split from former right 75-4138A.

SPLIT RIGHT: SEE RIGHT NOS. 75-14524 and 75-14525.

SCANNED

AUG 04 2008

06/13/2008

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

RIGHT NUMBER: 75-14474

NAME AND ADDRESS: CHERYL BLACKBURN HOLDEN
2362 HWY 93 N
PO BOX 96
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County

T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.140 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T25N R21E S33

NESW

1.30

T25N R21E S33

NWSW

3.40

4.7 ACRES TOTAL

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

This right is a split from former right 75-4138A.

COPIED

AUG 04 2008

RECEIVED
OCT 18 2007
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)

A. Subcase

75-14474
(Insert water right number)

Case No. 39576)
_____)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Shirley Walker
Address: 20 Cherry Hill Ln
North Fork, Idaho 83466
Daytime Phone: 208 756 2009

Name & Address of Attorney, if any:

PAUL B. Withers
1301 MAIN ST.
SALMON, IDAHO

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

Name: Cheryl Blackburn Holden
Address: 2362 Hwy 93 N
North Fork, Idaho 83466

D. I object to the following elements 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: Report neglected to make recommendation for remainder of water.
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point 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: _____
10. ☐ **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 OBJECTIONS(S): The recommendation should have included 71.3 acres with 1.38 cfs that was allocated previously

F.

VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Lemhi)

PAUL B. Withers, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

October 15, 2007



Lorraine Sorensen
Notary Public for Idaho
Residing at: Salmon, Idaho
My Commission Expires: 4/10/12

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.

G. CERTIFICATE OF MAILING

I certify that on October 15, 2007 I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

HAND DELIVERED

2. One copy to the claimant of the water right at the following address:

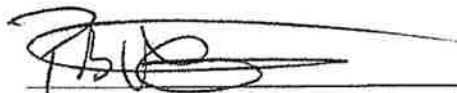
Name: Cheryl Blackburn Holden
Address: 2362 Hwy 93 N
North Fork, Idaho 83466

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

RECEIVED

OCT 18 2007

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)

A.)

Subcase

75-14474
(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

MICHAEL COMMINGS

Address:

PO BOX 132

NORTH FORK, IDAHO 83466

Daytime Phone:

208 756 2009

Name & Address of Attorney, if any:

PAUL B. WITHERS

1301 MAIN ST

SALMON, ID 83467

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

Name:

Cheryl Blackburn Holden

Address:

2362 HWY 93 N

NORTH FORK, IDAHO 83466

D. I object to the following elements 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: Report neglected to make recommendation for remainder of water.
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point 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: _____
10. ☐ **I object because:**
 - ☐ This water right Should not exist.
 - ☐ This water right was not recommended, but Should be recommended with the elements described above.

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F.

VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Lenhi)

PAUL B. Withers, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

October 15, 2007



Lorraine Sorensen
Notary Public for Idaho

Residing at: Salmon, Idaho

My Commission Expires: 4/10/12

INSTRUCTIONS FOR MAILING

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G. CERTIFICATE OF MAILING

I certify that on October 15, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

HAND DELIVERED

2. One copy to the claimant of the water right at the following address:

Name: Cheryl Blackburn Holden
Address: 2362 Hwy 93 N
North Fork, Idaho 83466

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

SCANNED

AUG 08 2008

RECEIVED
OCT 18 2007
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)

A. Subcase

75-14474

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Sherti Auen

Address:

22 Avenida Andra

Palm Desert, CA 92260

Daytime Phone: 208 756 2009

Name & Address of Attorney, if any:

PAUL B. Withers

1301 MAIN ST.

SALMON, ID 83467

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

Name:

Cheryl Blackburn Holden

Address:

2362 Hwy 93 N

North Fork, Idaho 83466

D. I object to the following elements 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: Report neglected to make recommendation for remainder of water.
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point 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: _____
10. ☐ **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 OBJECTIONS(S):** The recommendation should have included 71.3 acres with 1.38 cfs that was allocated previously

F.

VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Lemhi)

PAUL B. Withers duly sworn, upon oath, deposes and says:
(Name of person filing objection)

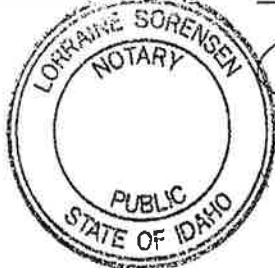
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

October 15, 2007



Loreaine Sorensen
Notary Public for Idaho

Residing at: Salmon, Idaho

My Commission Expires: 4/10/12

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.

G. CERTIFICATE OF MAILING

I certify that on October 15, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

HAND DELIVERED

2. One copy to the claimant of the water right at the following address:

Name:

Address:

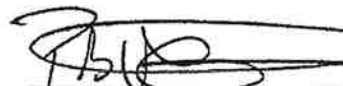
Cheryl Blackburn Holden
2362 Hwy 93 N
North Fork, Idaho 83466

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

DELOG BC 7/28/99
DELOG BC 9/7/99

RECEIVED

JUL 09 1999

Department of Water Resources
Eastern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) 75-04138 A
Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Woody Hazzinger
George Clift Cummings
4. New Owner/Claimant(s) Cheryl Blackburn Holder
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. Box 96 North Fork Idaho
City, State and ZIP Code Highway 93 North Copper Gulch 83466
New Telephone Number _____

5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 5(4.9) Number and type of stock _____Diversion rate in CFS 1.52 Number of homes 2 Other uses Bunk House - Camping
cubic feet per secondIf a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance. Place of Legal Description NESW 1/4 AC

7. Signature of New Owner/Claimant(s) Cheryl Blackburn Holder Date 6/30/99

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

AUG 08 2008

WARRANTY DEED

For Value Received

CLIFFORD O. CUMMINGS, Sr. and NANCY M. CUMMINGS

the grantors, do hereby grant, bargain, sell and convey unto

WOODR W. M. HESSINGER and LINDA HASSINGER

whose current address is:

Post Office Box 1186
North Fork, Idaho 83466

the grantees, the following described premises, in LEMHI County Idaho, to wit:

A fraction of H.E.S. No. 93 in approximate Section 33, T. 25 N., R. 21 E., Boise Meridian, more particularly described as follows, to-wit:

Commencing at Corner No. 6 of said H.E.S. No. 93, run thence South along the Westerly boundary of H.E.S. No. 93 a distance of 781.6 feet to the point of beginning, and the Northwesterly corner of the tract of land herein described; continuing thence South 233.7 feet; thence S. 88° 09' E. 952.9 feet, more or less, to a point on the Westerly Right-of-Way line of U. S. Highway No. 93; thence N. 10° 12' W. along said Right-of-Way line 237.45 feet; thence N. 88° 09' W. 910.85 feet to the point of beginning and containing 5.0 acres. As surveyed by Hugh M. Colner, Registered Land Surveyor. User's water rights to said five (5) acres.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 11/6/78

Clifford O. Cummings

STATE OF IDAHO, COUNTY OF LEMHI
On this day of 1978
Before me, a notary public in and for said State, personally appeared

CLIFFORD O. CUMMINGS and
NANCY M. CUMMINGS

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public
Salmon, Idaho

No. 147609
State of Idaho) ss
County of Lemhi)
This instrument was filed for
record at the request of
John S. McKinney
at 11:23 o'clock A.M.
January 9, 1979
and duly filed and indexed in the
file of Needs
Records of Lemhi County, Idaho.
Eleanor Aldous
By *Eleanor Aldous* Deputy
Fees \$1.00 Paid

AUG 08 2008

WARRANTY DEED

For Value Received

WOODROW M. HASSINGER AND LINDA HASSINGER, husband and wife

the grantor s do hereby grant, bargain, sell and convey unto

CHERYL L. BLACKBURN - HOLDEN, a single person

whose current address is

2833 TENNESSEE ST.
VALLEJO, CA 94590

or

P.O. BOX 4
SHOUP, ID 83469

the grantee , the following described premises, in LEMHI County Idaho, to wit:

Section 30,
T12N, R12E, S12E, Boise Meridian, Lemhi County,
Idaho, to-wit:

Containing 0.25 of the Section 30, T12N, R12E, S12E, Boise Meridian, Lemhi County, Idaho, and more particularly described as follows: Beginning at the NW corner of the Section 30, T12N, R12E, S12E, Boise Meridian, Lemhi County, Idaho, and running North 89° 00' 00" West 100.00 feet to a point, then South 89° 00' 00" East 100.00 feet to a point, then East 89° 00' 00" North 100.00 feet to a point, then North 89° 00' 00" West 100.00 feet to the NW corner of the Section 30, T12N, R12E, S12E, Boise Meridian, Lemhi County, Idaho, containing 0.25 of the Section 30, T12N, R12E, S12E, Boise Meridian, Lemhi County, Idaho.

* * Subject to a Deed of Trust to secure an original indebtedness of \$20,000.00, and any other amount and/or obligations secured thereby, recorded August 28, 1990, as Instrument No. 207721, records of Lemhi county, Idaho. * *

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , her heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee , that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: AUGUST 15, 1991

Woodrow M. Hassinger
WOODROW M. HASSINGER

Linda Hassinger
LINDA HASSINGER

STATE OF IDAHO, COUNTY OF LEMHI

On this day of AUGUST, 19 91,
before me, a notary public in and for said State, personally
appeared

WOODROW M. HASSINGER AND
LINDA HASSINGER
NOTARY

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

LAURIE M. Santee
Notary Public
Residing at SALMON, Idaho
Comm. Expires 6-19-1995

State of Idaho)
County of Lemhi)

211358

ss No. _____

This instrument was filed for record at
request of *American Land*
at 1:41 o'clock P. m. Aug. 15 1991
and duly filed and indexed in the
records of Lemhi County

Berta Wiedenrook

Ex-Officio Recorder

Deanne Shay Deputy
L.O.O.

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

RECORDED
AUG 08 2008

IN THE DISTRICT COURT 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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 75-14474
Date Received: 8/10/2007
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHERYL BLACKBURN HOLDEN Phone:

2362 HWY 93 N
NORTH FORK ID USA 83466

2. Date of Priority: 04/01/1908

3. Source: SALMON RIVER NORTH FORK, SALMON RIVER NORTH FORK Trib. to: SALMON RIVER
SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
25N	21E	28	SW	NW		LEMHI	
25N	21E	33	SW	NW		LEMHI	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.14	

7. Total Quantity Appropriated is:
0.14 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
25N	21E	33	NE	SW	IRRIGATION	1.3
			NW	SW	IRRIGATION	3.4
					Section Acres	4.7
					Total Acres	4.7

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use