

A36-02846

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1967-12-13
IDWR WATER RIGHT NO. 3602846
BLM NUMBER: 3605488109
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 36

SOURCE

TRIBUTARY TO

UNNAMED STREAM

SINKS

DESCRIPTION OF DIVERSION WORKS

PIT RESERVOIR IN A PLAYA LAKE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER STORAGE	0.000	0.20	0101	1231
TOTAL:	0.000 CFS	0.20 AF		

NON-IRRIGATION USES

350 RANGE CATTLE, SPRING 70,300 RANGE SHEEP, SPRING & FALL

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
06S	21E	07		SE	NW	04	LINCOLN

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	IRRIGATED ACRES
06S	21E	07	SE	NW	04	LINCOLN	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

MICROFILMED

OCT 18 1994

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED
OCT 18 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

VERIFIED BY H HJ

DATE: 10/15/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706 (208) 334-1401	12/13/1967	STOCKWATER STORAGE STOCKWATER FROM STORAGE	01-01 12-31 01-01 12-31		0.2 AFA 0.2 AFA
TOTAL DIVERSION:						0.2 AFA

Water Source: BANNER RESERVOIR

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion: T06S R21E S07 Lot05(SESNNW)

LINCOLN County

Place of use Legal Description for: STOCKWATER STORAGE

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06S	21E	7	:																
				04-S															

Place of use Legal Description for: STOCKWATER FROM STORAGE

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06S	21E	7	:																
				05-S															

POU County: LINCOLN

Non-Irrigation Uses: STOCKWATER, 350 RANGE CATTLE, 70300 SHEEP

Other Rights: NONE

Conditions of Approval:

- L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
- ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
- USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks: BLM RECORD ID = 3605488109

Dates: Exam Made Date:

Verified Date: 10/15/1992

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
FEB 05 1993

CLAIM NO. A36 - 02846

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION REPORT
FOR PREVIOUSLY RECORDED U.S. GOVERNMENT RIGHTS

1. (X) No overlap with claim by "private claimant(s)" - U.S. ownership
() Overlaps with claim by "private claimant(s)"
Claim No(s). _____
() "Private claimant(s)" notification letter sent - date _____
2. (X) No change - DATE OF PRIORITY - Claim matches existing license or decree.
() Change - Claim does not match existing licensed or decreed priority date. IDWR recorded priority date is: _____
3. () No change - SOURCE and TRIBUTARY
(X) Change source to: Banner Reservoir Per IDWR records? (Y) (N) (N) topo.
() Change trib. to: _____ Per IDWR records? (Y) (N)
4. () No change - POINT OF DIVERSION - Claim matches existing license or decree.
(X) Point of diversion has changed - map attached.
Twp _____, Rng _____, Sec _____, SE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, Lot 5.
How was this verified? BLM topo. (see plat map.)
5. N/A
6. () No change - WATER USES
(X) Uses, per IDWR records: standards
- | Use | From | To | Amount | cfs | af |
|-----------|------|----|--------|-----|----|
| <u>05</u> | | | | | |
| <u>06</u> | | | | | |
7. (X) No change - TOTAL RATE AND VOLUME
() Total rate and volume, per IDWR records: _____ cfs _____ af
8. N/A
9. (X) No change - NON-IRRIGATION USES - completed on claim.
() Incomplete on claim - per IDWR records:
- Domestic - no. of homes _____ Stockwater - no. and kind _____
- Other: DE Standards

MICROFILMED
FEB 05 1993

10. ☒ No Change - PLACE OF USE
☒ Place of Use has changed as shown - Map attached

Use	Twp.	Rge.	Sec.	1/4,	1/4,
05				SW	NW
06				SW	NW

How was this verified?

BLM topo.

Remarks: (Comments pertinent to review)

Review Completed by:

John David Thord

signature

Date:

10-14-92

A36-02846

MICROFILMED
FEB 05 1993

WR5809NP
No. 36-02846

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/13/92
PAGE: 20

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR	12/13/1967	STOCKWATER STORAGE	01-01 12-31		0.2 AFA
TOTAL DIVERSION:						0.2 AFA

Water Source: UNNAMED STREAM

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R21E S07 SE NW

Place of use Legal Description for: STOCKWATER STORAGE

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
06S	21E	7	:																	:

Pou County: LINCOLN

Dates:	App. Received:	Priority Date:	12/13/1967
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	09/29/1981	

Misc:	Water District Number:	Field Exam Fee:
-------	------------------------	-----------------

Audit:	12/31/84	05/28/88	CONVERT	04/03/89	NAMECHNG	01/26/92	POST-STD
	07/15/92	D-NO-CHG					

MICROFILMED
FEB 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

09/13/92 18:17:10
PAGE 1

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER - 02126

+ - FIRST NAME - - +

+ - - - - - ADDRESS - - - - - +

HAUGRUD, JACK OR G GARVER OR D ZANE

1 - US DEPT OF JUSTICE
2 - ENV & NR DIV GEN LIT SEC
3 - PO BOX 663
CITY- WASHINGTON
PHONE - 202-272-4134

STATE- DC ZIP- 200440663

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3380 AMERICANA TERRACE
CITY- BOISE
PHONE - 208-334-1401

STATE- ID ZIP- 83706

1 -
2 -
3 -
CITY- X
PHONE -

STATE- ID ZIP- 0

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
L - LICENSE

+ - - - STATUS - - - - +

+ - - - - - - - - TRIBUTARY - - - - - - - - - - +
SINKS

STREAM INDEX (BLANK IF NO INDEX CODE)

DIVERSION RATE DIVERSION VOLUME

ITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.0

DESCRIPTION	COUNTY
WATER STORAGE	(63) LINCOLN

+ - - NON-IRRIGATION USE - 350 RANGE CATTLE, SPRING 70,300 RANGE SHEEP, SPRING & FALL

+ - - OTHER RIGHTS FOR SAME USE - NONE

WATER RIGHT NUMBER - A36-02846

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - - +
BLM RECORD ID = 3605488109
PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/08/92 AJCTR

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 08/31/1992	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- X111111	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

DATA ENTRY

ENTERED _____

CHECKED _____

"Verified By"
Topo Map/Ortho-PC
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
OCT 13 1992

CERTIFIED
OCT 14 1992
WATER EXAMINER

MICROFILMED
FEB 05 1993

Completion of Works and Beneficial Use of Water appropriated in accordance herewith, to be made on or before _____
Work to begin on or before _____
unless temporarily interrupted by circumstances over which the permit holder has no control.
and to continue diligently and uninterruptedly to completion,
I hereby certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
FOR FARMSTEAD, DOMESTIC, OR STOCK WATERING PURPOSES
BY THE UNITED STATES DEPARTMENT OF THE INTERIOR

Application No. D 2126

Permit No. D 2126 36-2846

District No. _____

1. Name of Applicant Bureau of Land Management (Banner Reservoir)
2. Post Office Address Box 308, Shoshone, Idaho 83352
3. Quantity of water claimed approximately .14 acre feet 12-13-1967
(Not to exceed 0.1 second foot or 15 acre feet)
4. Source of water supply runoff
(Spring, well, unnamed stream, small lake, snow, or runoff)
5. Location of point of diversion 3770 feet distant from the NE corner of Section 7,
Twp. 6 S., Rge. 21 E., B.M., and is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 7, Twp. 6 S., Rge. 21 E., B.M.
in the County of Lincoln 63
6. Location of point of use (same as item 5) feet distant from the _____ corner of Section _____,
Twp. _____, Rge. _____, B.M., and in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$, Sec. _____, Twp. _____, Rge. _____.
7. Water to be used for livestock water. 1/1-12/31
8. Estimated cost of works \$250.00
9. Kind of works reservoir
(Reservoir, dam, ditch, flume, pipe, etc.)
10. Size Top dimensions - 60' long x 40' wide x 3' deep. 3 to 1 slope on the sides.
(Headgate, ditch, flume, pipe, etc.)
11. Time required to apply water to proposed use now in use.
12. If reservoir is used, fill in the following in addition to the above questions:
 - (a) Height of dam _____ feet: Length at top _____ feet.
 - (b) Material from which dam is constructed _____
(earth, concrete, timber, rock)
 - (c) The outlet of the proposed reservoir is located _____ feet from the _____ corner of
Section _____, Twp. _____, Rge. _____, B.M.

REMARKS:

This is a pit type reservoir without a dam.

Applicant Bureau of Land Management

Agent William T. Maxwell

MICROFILMED
FEB 05 1993

R PROOF

CVR

MAPS

PHOTOS

MISC

OCT 18 1994

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 the Rights to the Use of Water
from the Snake River Basin
Water System

Case No. 36-02846 -0001

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

RESPONSE TO OBJECTION

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

MICROFILMED

OCT 18 1994

100-100000000
NOT RECORDED

2. Person who filed objection:

Name: US BUREAU OF LAND MANAGEMENT
Address: DEPT OF INTERIOR
3380 AMERICANA TERRACE
BOISE ID 83706

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

9. ☒ Place of Use: I respond to the objection concerning:

9a. ☒ The legal description of the place of use.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 9 and 9a and all allegations of the objection regarding these items IDWR responds as follows: IDWR admits this objection. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

	No. of Pages
Notice of Claim No. A36-02846	2
Recommended Water Rights Acquired under State Law	1

(Over)

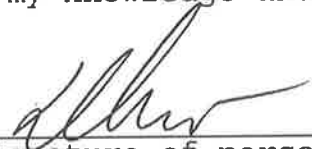
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

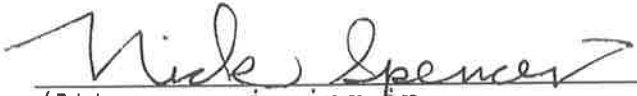
David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 16th day of August,
1993.



Notary Public for Idaho

Residing at: _____

My Commission expires: _____

Danni Smith, Notary Public
Residing at Boise, Idaho
My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of AUGUST, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: US DEPT OF JUSTICE
Address: ENVT & NAT RESOURCES DIV
550 WEST FORT ST BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

A36-02846

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1967-12-13
IOWR WATER RIGHT NO. 3602846
BLM NUMBER: 3605488109
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 36

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	SINKS

DESCRIPTION OF DIVERSION WORKS

PIT RESERVOIR IN A PLAYA LAKE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE	
-----	-----	-----	FROM	TO
-----	-----	-----	-----	-----
STOCKWATER STORAGE	0.000	0.20	0101	1231
TOTAL:	0.000 CFS	0.20 AF		

NON-IRRIGATION USES

350 RANGE CATTLE, SPRING 70,300 RANGE SHEEP, SPRING & FALL

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	-----	-----	-----	---	-----
06S	21E	07		SE	NW	04	LINCOLN

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	IRRIGATED ACRES
---	---	---	-----	-----	---	-----	-----	-----
06S	21E	07	SE	NW	04	LINCOLN	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

MICROFILMED
OCT 18 1994

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

.....
NONE

REMARKS

.....
PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

EX-100-100000
FEB 06 1959
MICROFILMED
OCT 18 1994

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

DATE: JUL-30-1993
PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM	
SOURCE: BANNER RESERVOIR		TRIBUTARY: SINKS					
36-02846	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706	12/13/1967	STOCKWATER STORAGE	01-01 12-31	.1	LICENSE AFY	
			STOCKWATER FROM STORAGE	01-01 12-31	.1	AFY	
			WILDLIFE STORAGE	01-01 12-31	.1	AFY	
			WILDLIFE FROM STORAGE	01-01 12-31	.1	AFY	
			TOTAL QUANTITY:			.2	AFY

NON-IRRIGATION-USES:

STOCKWATER, 350 RANGE CATTLE, 70300 SHEEP

POINT OF DIVERSION:

T06S R21E S07 LOT 5 (SESWNW)

PLACE OF USE: STOCKWATER STORAGE

T06S R21E S07 ~~Lot 4 (SEWN)~~ Lot 5 (SNNW)
PLACE OF USE: STOCKWATER FROM STORAGE

T06S R21E S07 Lot 5 (SNNW)
PLACE OF USE: WILDLIFE STORAGE

SAME AS OTHER USE

PLACE OF USE: WILDLIFE FROM STORAGE
SAME AS OTHER USE

REMARKS: RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
TO IDAHO CODE 42-1416A.

THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.
BLM RECORD ID = 3605488109

MICROFILMED
OCT 18 1994

RECEIVED

APR 30 1993

Department of Water Resources
Adjudication Bureau

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

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

Case No. 36-02846
(You must insert the
water right number you
are objecting to)

OBJECTION

36-02846 -0001/
93-04-0250

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

MICROFILMED

OCT 18 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting: United States of America
Bureau of Land Management
Name: U.S. Department of the Interior
Address: 3380 Americana Terrace
Boise, Idaho 83706

Briefly describe your interest in this water right:

The United States, through the Bureau of
Land Management, has a valid water right
which requires specific corrections or
additions to the previous filing.

2. Owner of the water right: United States of America
U.S. Department of Interior
Name: Bureau of Land Management
Address: 3380 Americana Terrace
Boise, Idaho 83706

3. If this objection is filed by an attorney:
Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U. S. Department of Justice
500 West Fort Street
Box 33
Boise, Idaho 83734
Attorney Phone No.: 202-272-4134/8351

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☐ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☒ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

12. ☐ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

Boxes 9 and 9a were checked because, even though the United States of America, acting through the Bureau of Land Management, has a valid water right, this claim as it appears in the Directors Report contains errors in the described Place of Use for Stockwater Storage.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Directors report should be changed to recommend allowance of this claim incorporating the corrections specified in Attachment 1 to this objection form.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

1. Attachment 1, List of Recommended Changes.

2. Copy of USDI claim from the Directors report.

VERIFICATION (Must be Completed)

State of Idaho

County of Lincoln

MARY C. GAYLORD, SHOSHONE DIST. MANAGER, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.


Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 27th day of April,
1993.


Notary Public for Lincoln County
Residing at: Shoshone, Idaho
My Commission expires: July 1, 1994

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 30 day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
Owner's address: 3380 AMERICANA TERRACE
BOISE IDAHO 83706

3. One copy to:

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

4. One copy to:

United States Department of Justice
500 West Fort Street
Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

AJ5856NP

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

DATE: NOV-2-1992
PAGE: A-13

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: BANNER RESERVOIR		TRIBUTARY: SINKS				
36-02846	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706	12/13/1967	STOCKWATER STORAGE	01-01 12-31	.1	AFY
			STOCKWATER FROM STORAGE	01-01 12-31	.1	AFY
			WILDLIFE STORAGE	01-01 12-31	.1	AFY
			WILDLIFE FROM STORAGE	01-01 12-31	.1	AFY
			TOTAL QUANTITY:		.2	AFY

NON-IRRIGATION-USES:

STOCKWATER, 350 RANGE CATTLE, 70300 SHEEP

POINT OF DIVERSION:

T06S R21E S07 Lot 5 (SESNNW)

PLACE OF USE: STOCKWATER STORAGE

T06S R21E S07 Lot 4 (SENW)

PLACE OF USE: STOCKWATER FROM STORAGE

T06S R21E S07 Lot 5 (SNNW)

PLACE OF USE: WILDLIFE STORAGE

SAME AS OTHER USE

PLACE OF USE: WILDLIFE FROM STORAGE

SAME AS OTHER USE

REMARKS: RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
TO IDAHO CODE 42-1416A.

THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.
BLM RECORD ID = 3605488109

MICROFILMED
OCT 18 1994

ATTACHMENT 1

ADJUDICATION WATER RIGHT CLAIM NO. A36-02846

BLM PROJECT NUMBER 0901
BLM PROJECT NAME BANNER RESERVOIR

LIST OF RECOMMENDED CHANGES

POINT OF DIVERSION:

NO CHANGES NECESSARY

PLACES OF USE:

CHANGE THE POU SHOWN IN THE DIRECTOR'S REPORT FOR "STOCKWATER STORAGE" FROM T06S R21E S07 LOT 4 (SENW) TO T06S R21E S07 LOT 5 (SNNW) SO THAT THAT WATER USE MATCHES THE LEGAL DESCRIPTION FOR THE WATER USE, "STOCKWATER".