

1997 NOV 26 PM 2:40

DISTRICT COURT-S
TWIN FALLS COUNTY, ID
FILED

**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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-10503
	)	

On July 16, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-10503 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 26, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

Page 1

MICROFILMED
OCT 07 1998

97-11-0225

DEC 01 1997

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

Department of Water Resources

In Re SRBA
Case No. 39576PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10503

1997 NOV 26 PM 2:40

DISTRICT COURT-
TWIN FALLS COUNTY, IDAHO
FILEDNAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709

SOURCE: GROUNDWATER

QUANTITY: 0.23 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1956

POINT OF DIVERSION: T05S R02E S05 LOT 4 (SWNNW)

Within OWYHEE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATERPERIOD OF USE
01-01 12-31QUANTITY
0.23 CFSPLACE OF USE: STOCKWATER Within OWYHEE County
T05S R02E S05 Lot 4 (NWNW)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin AdjudicationPARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10503MICROFILMED
OCT 07 1998PAGE 1
NOV-20-1997

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JUL 17 1997

Department of Water Resources
Adjudication Bureau

JUL 16 PM 2:07

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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

In Re SRBA

) Subcase 57-10503
)
)
)

Case No. 39576

SPECIAL MASTER'S REPORT

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990) by Bob and Ruth Collett. The Director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection to the *Director's Report* for water right 57-10503 was filed by United States (BLM). Subsequently, a *Standard Form 5* was filed as to how the elements of this water right should be decreed. The *Standard Form 5* was accepted by the court.

A *Preliminary Special Master's Report and Recommendation* was issued on May 15, 1997. No motion to alter or amend was filed and the time for such a motion has now expired, now therefore;

IT IS THEREFORE RECOMMENDED that subcase 57-10503 be decreed as recommended in the attached *Special Master's Report and Recommendation for Partial Decree*.

Dated July 16, 1997.


FRITZ X. HAEMMERLE

Special Master

Snake River Basin Adjudication

MICROFILMED
OCT 07 1998

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 No. 39576)
_____)

1997 JUL 16 PM 2:07
SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
Water Right 57-10503

FILED *DL*

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

SOURCE: GROUNDWATER

QUANTITY: 0.23 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1956

POINT OF DIVERSION: T05S R02E S05 LOT 4 (SWNNW)

Within OWYHEE County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01-01 12-31

QUANTITY
0.23 CFS

PLACE OF USE: STOCKWATER Within OWYHEE County
T05S R02E S05 Lot 4 (NWNW)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: 7/16/97

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-10503

MICROFILMED
OCT 07 1998

PAGE 1
APR-24-1997

SEP 17 1997 PM 2:07
DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO

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 No. 39576)
_____)

NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 57-10503

On July 16, 1997, Special Master FRITZ X HAEMMERLE
lodged a PRELIMINARY SPECIAL MASTER'S REPORT and a PRELIMINARY
SPECIAL MASTER'S RECOMMENDATION pursuant to SRBA Administrative
Order 1 section 9 (f).

These documents are served only on parties to the subcase.
They are not served on the Presiding Judge. Parties to this subcase
may file a Motion to Alter or Amend with the Special Master, but
must do so before July 30, 1997.

DATED July 16, 1997.


DEBBIE LASH
Deputy Clerk

MICROFILMED
OCT 07 1998

SEP 16 PM 2:07

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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 No. 39576

CERTIFICATE OF MAILING

Water Right(s): 57-10503

CERTIFICATE OF MAILING

I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on July 16, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

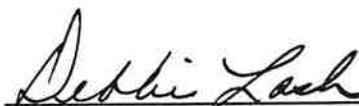
BOB D. COLLETT
COLLETT, RUTH M.
HC 79 BOX 2200
OREANA, ID 83650

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

MICROFILMED
OCT 07 1998

CERTIFICATE OF MAILING


DEBBIE LASH
Deputy Clerk

PAGE 1
07/16/97

RECEIVED

MAY 16 1997

Department of Water Resources
Adjudication Bureau

1997 MAY 15 AM 10:38

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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 No. 39576

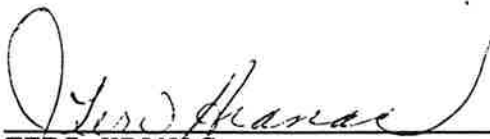
NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 57-10503

On May 15, 1997, Special Master FRITZ X HAEMMERLE
lodged a PRELIMINARY SPECIAL MASTER'S REPORT and a PRELIMINARY
SPECIAL MASTER'S RECOMMENDATION pursuant to SRBA Administrative
Order 1 section 9 (f).

These documents are served only on parties to the subcase.
They are not served on the Presiding Judge. Parties to this subcase
may file a Motion to Alter or Amend with the Special Master, but
must do so before May 29, 1997.

DATED May 15, 1997.


TERI HRANAC
Deputy Clerk

MICROFILMED
OCT 07 1998

1997 MAY 15 AM 10:38

DISTRICT COURT - SRBA
TWIN FALLS, IDAHO

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	)	Subcase 57-10503
	)	
Case No. 39576	)	PRELIMINARY SPECIAL
	)	MASTER'S REPORT

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409(1990) by Bob and Ruth Collett. The director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection to the *Director's Report* for water right 57-10503 was filed by United States (BLM). Subsequently, a *Standard Form 5* was filed as to how the elements of this water right should be decreed. The parties agreed that the owner of the right should be United States (BLM). The *Standard Form 5* was accepted by the court; now therefore,

IT IS THEREFORE RECOMMENDED that subcase 57-10503 be decreed as recommended in the attached *Preliminary Special Master's Report and Recommendation for Partial Decree*.

DATED May 15, 1997.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

MICROFILMED
OCT 07 1998

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 No. 39576)
_____)

PRELIMINARY

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-10503

MAY 15 AM 10:38
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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

SOURCE: GROUNDWATER

QUANTITY: 0.23 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1956

POINT OF DIVERSION: T05S R02E S05 LOT 4 (SWNNW)

Within Owyhee County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01-01 12-31

QUANTITY
0.23 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T05S R02E S05 Lot 4 (NWNW)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: MAY 15 1997


FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-10503

MICROFILMED
OCT 07 1998

PAGE 1
APR-24-1997

1997 MAY 15 AM 10:38

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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 No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 57-10503

CERTIFICATE OF MAILING

I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on May 15, 1997, with sufficient first-class postage prepaid to the following:

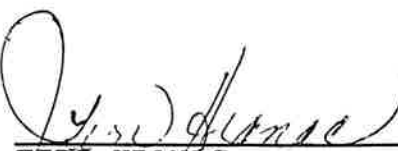
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BOB D. COLLETT
COLLETT, RUTH M.
HC 79 BOX 2200
OREANA, ID 83650

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

CERTIFICATE OF MAILING


TERI HRANAC
Deputy Clerk

MICROFILMED
OCT 07 1998

PAGE 1
05/15/97

APR 21 1997

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

STIPULATED ELEMENTS OF OF A WATER RIGHT

MICROFILMED
OCT 07 1998

1. The name and address of the owner is:

UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S. Vinnell Way
Boise, ID 83709

Required Statement: As recommended in the Director's Report.

2. The source of water is:

Source: Groundwater

Required Statement: As recommended in the Director's Report.

3. The quantity of water used in cubic feet per second or the quantity of water stored in acre-feet per year is:

0.230 cfs

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

Required Statement: As recommended in the Director's Report.

4. The priority date is:

12/31/1956

Required Statement: As recommended in the Director's report.

5. The legal description of the point of diversion is:

T05S R02E S05 SWNWNW County: OWYHEE

Required Statement: As recommended in the Director's report.

6. The purpose of use is:

STOCK WATER

MICROFILMED
OCT 07 1998

Required Statement: As recommended in the Director's report.

7. The period of year when the water is to be used is:

STOCK WATER 01-01 - 12-31

Required Statement: As recommended in the Director's Report.

8. The legal description of the place of use or of the reservation is:

T05S R02E S05 NWNW

Required Statement: As recommended in the Director's Report.

9. Other matters necessary to define this water right. N/A.

These matters are necessary because: N/A.

These matters do not fall within the 8 elements listed above because: N/A.

Explanatory Material - Basis of Claim: Beneficial Use

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

The parties agree that the United States is the owner of the water rights claimed in the SRBA subcase numbers: 57-10501 and 57-10503. For each of these water rights, the purpose of use is the watering of livestock owned by persons holding BLM-issued grazing permits. The stockwater purpose of use of these water rights shall not be changed so long as a valid BLM-issued grazing permit exists for the land on which a particular water right is located.

MICROFILMED
OCT 07 1998

Review of IDWR

To speed up the entry of a decree, the parties are encouraged to talk to the Idaho Department of Water Resources (IDWR) about their proposed settlement and have IDWR indicate its concurrence by signing the Standard Form 5.

Where all parties have signed, a Standard Form 5 may be filed with the court without the concurrence of IDWR. However, the parties must certify that they have served IDWR with a copy of Standard Form 5 and that they have made a good faith attempt to resolve the matter with IDWR.

Within 14 days of filing a Standard Form 5 not containing an IDWR concurrence, IDWR shall file a statement of its position with the court.

MICROFILMED
OCT 07 1998

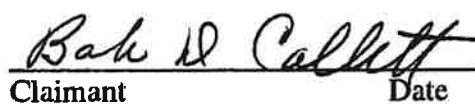
If IDWR has not concurred by signing below, signing parties certify that they have served a copy of this document on IDWR and have made a good faith attempt to obtain its concurrence, but have failed.

Signatures and Addresses of Parties and their Attorney of Record (attach additional page if necessary): I have read this form, know its contents, and believe that the statements are true to the best of my knowledge.

Name: United States of America, acting through the
Department of Interior
Bureau of Land Management
Idaho State Office
Address: 1387 South Vinell Way
City/State/Zip: Boise, ID 83709-1657
Attorney of Record: R. Lee Leininger (202) 305-0242
P. Friz Holleman (202) 305-0494
William M. Ferry (202) 334-1911
Phone: see above

 4/17/97
Attorney's signature Date

Name: Bob D. Colett
Ruth M. Colett
Address: HC 79 Box 2200
City/State/Zip: Oreano, ID 83650
Phone: (208) 834-2306

 4/17/1997
Claimant Date

 4/17/1997
Claimant Date

MICROFILMED
OCT 07 1998

IDWR Concurrence:

<u></u>	<u>April 17, 97</u>	<i>att for IDWR</i>
Signature	Date	
<u></u>	<u>4-17-97</u>	
Signature	Date	

MICROFILMED
OCT 07 1998

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

**MICROFILMED
OCT 07 1998**

CERTIFICATE OF MAILING

I certify that on April 17, 1997, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

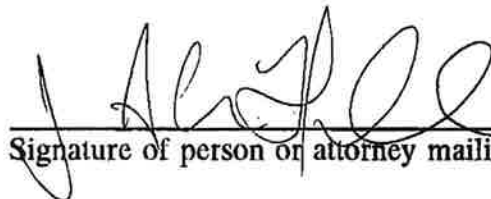
1. Original to:

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

2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0098

U.S. Department of Justice
Environment and Natural
Resources Division
550 West Fort Street, Box 33
Boise, ID 83724



Signature of person or attorney mailing the form

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OCT 07 1998

RECEIVED

FEB 24 1997

Department of Water Resources

1997 FEB 21 PM 01:52
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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	)	ORDER SETTING STATUS	
	)	CONFERENCE	
Case No. 39576	)		
		SUBCASE NOS: 57-10501	57-10503

Please be advised that Special Master FRITZ X HAEMMERLE
has set a Status Conference in the above subcase(s)
as follows:

FRIDAY, MARCH 28, 1997 at 09:15 AM

OWYHEE COUNTY COURTHOUSE
HIGHWAY 78
PO BOX 128
MURPHY, ID

IT IS SO ORDERED.

Dated: FEBRUARY 21, 1997

/S/ FRITZ X HAEMMERLE
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

MICROFILMED
OCT 07 1998

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on FEBRUARY 21, 1997, with sufficient first-class postage to the following:

BOB D. COLLETT
COLLETT, RUTH M.
HC 70 BOX 220
OREANA, ID 83650

BOB D. COLLETT
COLLETT, RUTH M.
HC 79, BOX 2200
OREANA, ID 83650

CLIVE STRONG
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720
Phone: 208-334-2400
Rep: STATE OF IDAHO

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

JACK HAUGRUD
US DEPT OF JUSTICE
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 202-305-0438
Rep: USDI BLM

RECEIVED

APR 03 1997

Department of Water Resources

1997 APR 01 PM 01:22
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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) NOTICE SETTING HEARING
Case No. 39576)
SUBCASE NOS: 57-10501 57-10503

Please be advised that Special Master FRITZ X. HAEMMERLE
has set for hearing the TRIAL SCHEDULING IF STANDARD FORMS 5 ARE NOT
FILED WITH THE SRBA COURT BY APRIL 17, 1997.

THURSDAY, APRIL 17, 1997 at 11:30 AM

OWYHEE COUNTY COURTHOUSE
HIGHWAY 78
PO BOX 128
MURPHY, ID

Dated: APRIL 01, 1997

/S/ DEBBIE LASH
Deputy Clerk
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

MICROFILMED
OCT 07 1998

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING HEARING was mailed on APRIL 01, 1997, with sufficient first-class postage to the following:

BOB D. COLLETT
COLLETT, RUTH M.
HC 70 BOX 220
OREANA, ID 83650

BOB D. COLLETT
COLLETT, RUTH M.
HC 79, BOX 2200
OREANA, ID 83650

CLIVE STRONG
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720
Phone: 208-334-2400
Rep: STATE OF IDAHO

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835
Rep: USDI BLM

RECEIVED

MAR 18 1994

WATER RESOURCES
WESTERN REGION

RECEIVED

FEB 03 1994

Department of Water Resources
Adjudication Bureau

Feb 1
1994 JAN 32 PM 4:59
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED *[Signature]*

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 No. 39576

) Subcase Nos. 57-10503 and 57-10501

)
) AMENDED ORDER GRANTING
) WITHDRAWAL OF COUNSEL FOR
) BOB and RUTH COLLETT

> was previously modified.
> file or toss if dupe.
> on it. *of 3-17-94*

A Motion for Withdrawal of Counsel for Bob D. and Ruth M. Collett and Stipulation for Withdrawal of Counsel for Bob D. and Ruth M. Collett were filed on October 22, 1993. The stipulation for withdrawal was signed by all parties to each of the above listed subcases.

IT IS ORDERED that the motion for withdrawal of counsel is GRANTED and Davis Wright Tremaine be withdrawn as counsel of record for Bob and Ruth Collett.

DATED February 1, 1994.

[Signature]

DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JUL 21 1994

CERTIFICATE OF MAILING

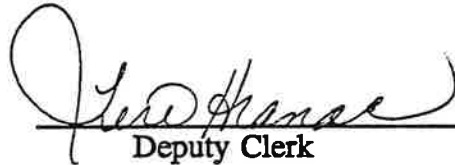
I certify that a true and correct copy of the **ORDER GRANTING MOTION FOR WITHDRAWAL OF COUNSEL FOR Bob and Ruth Collett** was mailed on February 2, 1994, in an envelope with sufficient first-class postage to the following:

Scott Campbell
Davis Wright Tremaine
702 West Idaho Street, Suite 700
Boise, ID 83702

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

U.S. Department of Justice
Environmental and Natural Resource
Division
550 West Fort Street, Box 33
Boise, ID 83734

Bob D. and Ruth M. Collett
HC 79, Box 2200
Oreana, ID 83650


Deputy Clerk

RECEIVED

OCT 26 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

Subcase Nos. 57-10503 and 57-10501

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

ORDER GRANTING MOTION FOR
WITHDRAWAL OF COUNSEL FOR
BOB and RUTH COLLETT

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.

A *Motion for Withdrawal of Counsel for Bob D. and Ruth M. Collett and Stipulation for Withdrawal of Counsel for Bob D. and Ruth M. Collett* were filed on October 22, 1993. The stipulation for withdrawal was signed by all parties to each of the above listed subcases.

IT IS ORDERED that the motion for withdrawal of counsel is GRANTED and Davis Wright Tremaine be withdrawn as counsel of record for Carol Gilbert.

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JUL 21 1994

IT IS ORDERED that within 20 days from the date of mailing of this Order, Bob and Ruth Collett shall either file a written notice with this court that states their intention to represent themselves in these subcases or otherwise specifically advise the court how they intend to proceed.

DATED October 25, 1993.



DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER GRANTING MOTION FOR WITHDRAWAL OF COUNSEL FOR CAROL GILBERT** was mailed on October 25, 1993, in an envelope with sufficient first-class postage to the following:

Scott Campbell
Davis Wright Tremaine
702 West Idaho Street, Suite 700
Boise, ID 83702

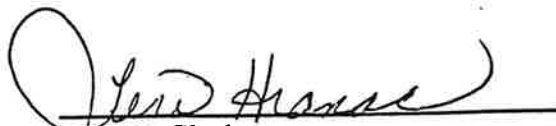
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

U.S. Department of Justice
Environmental and Natural Resource
Division
550 West Fort Street, Box 33
Boise, ID 83734

Bob D. and Ruth M. Collett
HC 79, Box 2200
Oreana, ID 83650

MICROFILMED

OCT 07 1998



Deputy Clerk

RECEIVED
OCT 25 1998
CLERK OF COURT

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

SCOTT L. CAMPBELL
(208) 338-8200

October 20, 1993

RECEIVED

OCT 22 1993

Department of Water Resources
Adjudication Bureau

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

Re: *Motion and Order for Withdrawal of Counsel
Party/Claimant—Bob D. and Ruth M. Collett
Water Right Nos. 57-10501 and 57-10503*

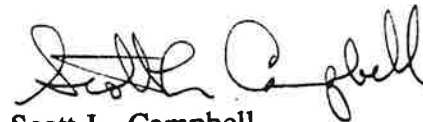
Dear Clerk:

Enclosed please find an original and two copies of a Motion for Withdrawal of Counsel, a Stipulation in support of the motion, and a proposed Order for Withdrawal for each of Bob and Ruth Collett's water rights claims before the Court.

Please file the originals with the Court and return a conformed copy to us in the enclosed envelope. If you have any questions, please do not hesitate to call.

Very truly yours,

DAVIS WRIGHT TREMAINE



Scott L. Campbell

SLC:hr
Enclosures

MICROFILMED

JUL 21 1994

357861\00002.CLK/10.20.93
Boise

Fax: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • HONOLULU, HAWAII • LOS ANGELES, CALIFORNIA
PORTLAND, OREGON • RICHLAND, WASHINGTON • SAN FRANCISCO, CALIFORNIA • SEATTLE, WASHINGTON • WASHINGTON, D.C.

RECEIVED

OCT 22 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

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. A57-10503

MOTION FOR WITHDRAWAL
OF COUNSEL FOR
BOB D. COLLETT AND
RUTH M. COLLETT

Descriptive Summary

Davis Wright Tremaine seeks to withdraw as counsel of record for Bob D. Collett and Ruth M. Collett before the Snake River Basin Adjudication Court in Water Right No. A57-10503.

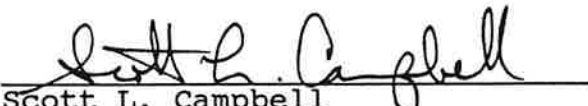
COMES NOW Respondents Bob D. Collett and Ruth M. Collett, pursuant to Rule 11(b)(2) of the Idaho Rules of Civil Procedure, and respectfully moves the Court for an order for withdrawal of Davis Wright Tremaine as counsel in the above-referenced water right matter before the Court. This motion is supported by the Stipulation of the Parties filed herewith.

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JUL 21 1994

DATED this 20th day of October, 1993.

DAVIS WRIGHT TREMAINE



Scott L. Campbell

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this ~~28th~~ day of October, 1993, served the foregoing MOTION FOR WITHDRAWAL OF COUNSEL FOR BOB D. COLLETT AND RUTH M. COLLETT, to the following persons by mailing the original/and or copies, postage prepaid and addressed as follows:

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

Bureau of Land Management
U. S. Department of the Interior
3380 Americana Terrace
Boise, Idaho 83706

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

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



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JUL 21 1994

COPY

Descriptive Summary

Davis Wright Tremaine seeks to withdraw as counsel of record for Bob D. Collett and Ruth M. Collett before the Snake River Basin Adjudication Court in Water Right No. A57-10503.

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JUL 21 1994

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

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. 57-10503

STIPULATION FOR
WITHDRAWAL OF COUNSEL
FOR BOB D. COLLETT
AND RUTH M. COLLETT

STIPULATION

Pursuant to Rule 11(b)(2), Idaho Rules of Civil Procedure, Scott L. Campbell of Davis Wright Tremaine, Bob D. Collett and Ruth M. Collett, W. Jack Haugrud of the U.S. Department of Justice, and Daniel L. Steckel of Idaho Department of Water Resources stipulate to the withdrawal of Davis Wright Tremaine as counsel of record for Bob D. Collett and Ruth M. Collett in the Snake River Basin Adjudication for Water Right No. 57-10503 and request the stipulation be confirmed by order of the Court.

STIPULATION FOR WITHDRAWAL OF
COUNSEL FOR CAROL GILBERT - 3

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JUL 21 1994

COPY

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

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. A57-10503

ORDER FOR WITHDRAWAL
OF COUNSEL FOR
BOB D. COLLETT AND
RUTH M. COLLETT

A Stipulation for Withdrawal of Counsel for Bob D. Collett and Ruth M. Collett having come before this Court, and good cause appearing therefore,

IT IS HEREBY ORDERED that Davis Wright Tremaine be withdrawn as counsel of record for Bob D. Collett and Ruth M. Collett.

DATED this ____ day of October, 1993.

Daniel C. Hurlbutt, Jr.
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JUL 21 1994

DATED this 20th day of October, 1993.

DAVIS WRIGHT TREMAINE

Scott L. Campbell
Scott L. Campbell

Bob D. Collett
Bob D. Collett

Ruth M. Collett
Ruth M. Collett

U.S. DEPARTMENT OF JUSTICE

H. Jack Haugrud
H. Jack Haugrud

IDAHO DEPARTMENT OF WATER RESOURCES

Daniel L. Steckel
Daniel L. Steckel

STIPULATION FOR WITHDRAWAL OF COUNSEL FOR
BOB D. COLLETT AND RUTH M. COLLETT - 2

MICROFILMED

JUL 21 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	)	Case No. 57-10503 -0001
from the Snake River Basin	)	
Water System	)	
The State of Idaho, <u>ex rel.</u>	)	
R. Keith Higginson in his	)	
official capacity as Director	)	
of the Idaho Department of	)	RESPONSE TO OBJECTION
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.	)	

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)

2. Person who filed objection:

Name: US BUREAU OF LAND MGMT
Address: IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706-2544

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

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

1. ☒ Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
2. ☒ Source: I respond to the objection concerning the source of water.
3. ☒ Quantity: I respond to the objection concerning:
 - 3a. ☒ The total quantity of water used in cubic feet per second.
 - 3b. ☒ The total quantity of water stored in acre feet per year.
4. ☒ Priority Date: I respond to the objection concerning the priority date.
5. ☒ Points of Diversion: I respond to the objection concerning the legal description of the point(s) of diversion.
7. ☒ Purposes of Use: I respond to the objection concerning the purpose(s) of use.

8. ☒ Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I respond to the objection concerning:
- 9a. ☒ The legal description of the place of use.
10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.
11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.
12. ☒ Water Right Recommendation: I respond to the objection concerning:
- 12a. ☒ This water right being recommended at all.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 1, 2, 3, 3a, 3b, 4, 5, 7, 8, 9, 9a, 10, 11, 12 and 12a. and all allegations of the objection regarding these items, IDWR responds as follows:

IDWR is informed and therefore believes that some or all of the lands upon which water is diverted, conveyed, or used pursuant to this right are owned by the United States. The notice of claim attached to the objection was recommended in the director's report as water right no. 57-07164. IDWR admits that the exercise of rights to water from the same source may impact each other. IDWR denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

- ☒ 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:

(Over)

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JUL 21 1994

No. of
Pages

4

Notice of Claim No. A57-10503

VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

Donald V. Shaff, 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 Section Manager 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 29th day of June,
1993.



Notary Public for Idaho
Residing at: Boise
My Commission expires: 11-14-1998

(Over)

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of July, 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:

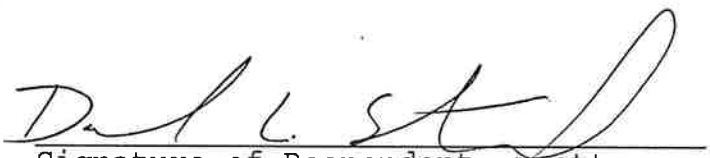
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

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

Name: BOB D & RUTH M COLLETT
Address: HC 79 BOX 220
OREANA ID 83650

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: K JACK HAUGRUD & DARIA J ZANE
550 W FORT ST
BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

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: A57-10503
Date Received: 1/11/1989
Receipt No: W1926
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOB D. COLLETT 208-834-2306
Address: HC 79, BOX 2200
OREANA, ID 83650

OR

Name: RUTH M. COLLETT 208-834-2306
Address: HC 79, BOX 2200
OREANA, ID 83650

2. Date of Priority: DEC 31, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	02E	32	SW	SW	SW		OWYHEE

5. Description of diverting works:
10" WELL, 2000' DEEP-ARTESIAN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/01	02/28	0.230		

7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 HD CATTLE

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OCT 08 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	02E	32	SW SW		STOCK	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

HAVE USED FACILITY FOR CATTLE WATERING EVERY YEAR SINCE IT WAS
INSTALLED. THIS IS A FILING OVER A BLM FILING. CLAIMANT HAS
GRAZING RIGHTS.

15. Basis of Claim: BENEFICIAL USE

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JUL 21 1994

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OCT 08 1992

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Bob W. Collett Date: 1-11-89
Guth W. Collett Date: 1-11-89

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 11 day

of Jan 19 89

Linda Warner
Notary Public

Seal

Residing at Boise ID

My Commission Expires 12-8-94

MICROFILMED

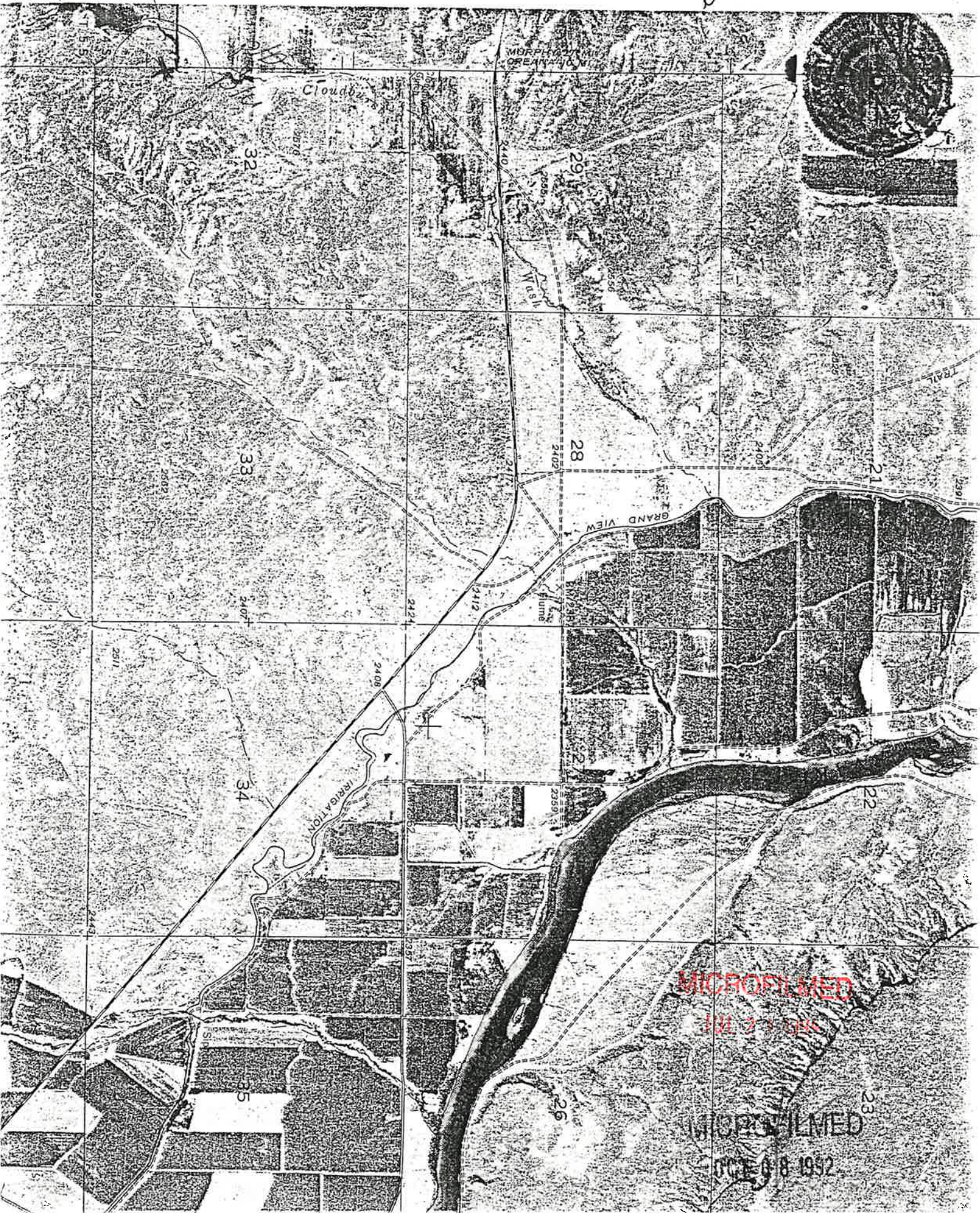
JUL 21 1994

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OCT 08 1992

A57-10503

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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. 57-10503
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

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

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JUL 21 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:

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

Briefly describe your interest in this water right:

The United States, through the Bureau of Land
Management (BLM), has a senior existing water
right.

2. Owner of the water right:

Name: Claimant: Bob D. Collett
Ruth M. Collett
Address: HC 79 Box 2200
Oreana, Idaho 83650

3. If this objection is filed by an attorney:

Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U.S. Department of Justice
550 West Fort Street
P.O. Box 33
Boise, Idaho 83734
Attorney Phone No.: (202) 272-8351

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.

The United States of America, acting through the Bureau of Land Management, objects to this water right recommendation because the claimant is a private individual claiming a water right on public domain lands. The BLM, on behalf of the United States, has managed and controlled this property for the beneficial use of the American public. The claimant has no property interest in the claimed water right or any other water right appurtenant to federally owned lands. The United States objects to all aspects of the right because of these facts, including the recommended name and address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. BLM also objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source. BLM specifically objects to the quantity, priority date, point of diversion, and/or purpose of use of the claimed right because granting this right will adversely affect the United States senior water right downstream.

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 Director's Report should be changed to recommend disallowance of this claim.

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. Map of claim showing federal parcel(s).
2. Copy of BLM conflicting claim or late claim.

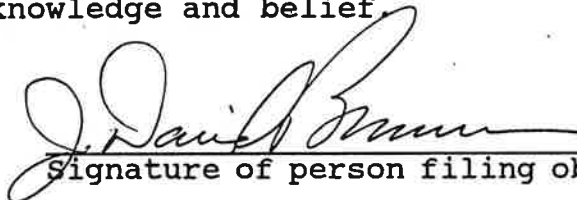
VERIFICATION (Must be Completed)

State of Idaho

County of Ada

J. DAVID BRUNNER, BOISE DISTRICT 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 23 day of February,
1993.


Notary Public for Ada County
Residing at: Boise, Idaho
My Commission expires: April 26, 1997

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 ^{Served} ~~mailed~~ hereby certify that on the 26th day of February, 1993, I ^{filed} ~~mailed~~ the original and ⁷ ~~1~~ 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: Bob D. Collett
Ruth M. Collett
Owner's Address: HC 79 Box 2200
Oreana, Idaho 83650

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
Environment and Natural Resource Division
550 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 ACQUIRED UNDER STATE LAW

DATE: OCT-13-1992
PAGE: A-681

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
57-07163	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706	07/12/1976	STOCKWATER	11-01 01-31	.01	CFS
			WILDLIFE	01-01 12-31	.7	AFY
					.01	CFS
					.7	AFY
			TOTAL QUANTITY:		.01	CFS
					.7	AFY
NON-IRRIGATION-USES:						
STOCKWATER, 200 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT						
POINT OF DIVERSION:						
T05S R01E S24						
PLACE OF USE: STOCKWATER						
	T05S R01E S24		SWNE			
	PLACE OF USE: WILDLIFE					
	T05S R01E S24		SWNE			
57-07164	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706	07/12/1976	STOCKWATER	11-01 01-31	.01	CFS
			WILDLIFE	01-01 12-31	.7	AFY
					.01	CFS
					.7	AFY
			TOTAL QUANTITY:		.01	CFS
					.7	AFY
NON-IRRIGATION-USES:						
STOCKWATER, 200 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT						
POINT OF DIVERSION:						
T05S R02E S05						
PLACE OF USE: STOCKWATER						
	T05S R02E S05		SENW			
	PLACE OF USE: WILDLIFE					
	T05S R02E S05		SENW			
	PLACE OF USE: WILDLIFE					
	T05S R02E S05		SENW			
	REMARKS: BLM RECORD ID = 5701688203					

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Topographic map of Castle Butte, Idaho, showing land parcels, roads, and elevation contours. The map includes a legend, a claim number, and a red stamp.

Legend:

- ☒ Denotes Public Land
- ☐ Included in this Claim
- actual location*

CLAIM NUMBER 5710503

POOR ORIGINAL

Map Labels:

- Castle Butte, ID
- 55, 22
- 10-3
- 10-2
- 10-1
- 10-4
- 10-5
- 10-6
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- 10-100

JUL 21 1994
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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: 1976-07-12
IDWR WATER RIGHT NO. 5707164
BLM NUMBER: 5701688203
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 57

SOURCE	TRIBUTARY TO
GROUNDWATER	CLOUDBURST WASH

DESCRIPTION OF DIVERSION WORKS
WELL, TROUGH.

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER	0.010	0.70	1101	0131
WILDLIFE	0.010	0.70	0101	1231
TOTAL:	0.010 CFS	0.70 AF		

NON-IRRIGATION USES
S/200 RANGE CATTLE W/VAR AMT.

TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
05S	02E	05		SE	NW	00	OWYHEE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	IRRIGATED ACRES
05S	02E	05	SE	NW	00	OWYHEE		0.0
05S	02E	05	SE	NW	00	OWYHEE		0.0

TOTAL ACRES IRRIGATED: 0.0

POOR ORIGINAL

MURPHY 27 MI.
OREANA 10 MI.

CLAIM NUMBER 57 10503

☒ Denotes Public Land
Included in this Claim

location from license 57-07164

2'30"

T 4 S.
T. 5 S.

490 000
FEET

43°00' 116°15'

Mapped, edited, and published by the Geological Survey

Control by USGS and USC & GS

Most polymers are in part converted from

• MOUNTAIN NE)
V NE

JACK ASS BUTTE ID

552E

10

BLM NUMBER: 5701688203

PAGE 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

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JUL 21 1994

RECEIVED

JUL 01 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)

Water Right No. 57-10503

(The water right number you are responding to must be inserted)

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

STANDARD FORM 2

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.)

INSTRUCTIONS

This form must be used to file a response to any objection filed against a water right recommended in a Director's Report. You may respond to all objections filed against one water right, using one response form. If you choose this option, your response should cover every issue raised in the objections. To respond to objections filed against more than one water right, you must file a separate response form for each water right. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you do, the text must be on the front and back of each page exactly as it appears here. The response must be received by the court on or before the deadline specified in the Notice of Filing the Director's Report that IDWR mailed to you. Follow the Instructions for Mailing this response (Page 5), or the court will not accept it for filing.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4, which may be consulted for further information.

Any party filing 25 or more responses must make an appointment with the Clerk of the SRBA Court.

By filing a response form, you are certifying that the response 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 needlessly increase the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. *Party/Claimant responding to objection:*

Name: Bob D. and Ruth M. Collett
Address: HC 70 Box 220
Oreana, Idaho 83650
Phone: Work: _____ Home: (208) 834-2306

Briefly describe your interest in this water right:

I use this water for irrigation and stockwatering.

If this response is *filed by an attorney*:

Attorney Name: Scott L. Campbell
Attorney Address: DAVIS WRIGHT TREMAINE
702 W. Idaho, Suite 700
Boise, Idaho 83702
Attorney Phone No.: (208) 338-8200

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

2. *Party/Claimant who filed objection:*

Name: U.S.A., Bureau of Land Management, U.S. Dept.
of Interior
Address: 3380 Americana Terrace
Boise, Idaho 83706

II. STATEMENT OF THE RESPONSE

Please check each "box" which identifies your response.

1. ☒ *Name and Address*: I respond to the objection concerning the name and/or address of the owner of the water right.
2. ☒ *Source*: I respond to the objection concerning the source of water.
3. ☒ *Quantity*: I respond to the objection concerning:
 - 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 respond to the objection concerning the priority date.
5. ☒ *Points of Diversion*: I respond to the objection concerning the legal description of the point(s) of diversion.
6. ☐ *Instream Flow*: I respond to the objection concerning the legal description of the beginning and ending points of the instream flow.
7. ☒ *Purpose(s) of Use*: I respond to the objection concerning the purpose(s) of use.
8. ☒ *Period of Year*: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☒ *Place of Use*: I respond to the objection concerning:
 - 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 respond to the objection concerning the annual volume of consumptive use.
11. ☒ *Remarks*: I respond to the objection concerning the "remarks" listed with the water right.
12. ☒ *Water Right Recommendation*: I respond to the objection concerning:
 - a. ☒ this water right being recommended at all; or
 - b. ☐ this water right not being recommended.

13. ☐ *Description of Reservation:* I respond to the objection concerning the legal description of the reservation.

14. ☐ *Other:* I respond to the objection concerning: _____

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.

Please see attached statement of Reasons Supporting Each
Box Checked.

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.

Please note that you should attach copies of documents which support your response. 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:

VERIFICATION (Must be Completed)

State of Idaho

County of Ada

Scott L. Campbell, being first duly sworn, upon oath, deposes and says:
(Name of party/claimant filing response)

That I am the person or entity filing this response (as listed on Page 2, Section 1, "Person responding to objection"), as defined by I.C. § 42-1401A(1) and (7), and I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

Signature of party/claimant filing response

By: Scott L. Campbell
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 10-30-93
(Insert Date)

Melvin Anderson
Notary Public for Idaho
Residing at: Boise
My Commission expires: 1-9-99

INSTRUCTIONS FOR MAILING

You must mail the response, 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 all of the parties listed below in the Certificate of Mailing

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of June, 1993, I mailed the original and copies of this response, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to: (Via FEDERAL EXPRESS)

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:

Name: Bob D. and Ruth M. Collett

Address: HC 70 Box 220

Oreana, Idaho 83650

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: U.S.A., Bureau of Land Management, U.S. Dept. of the

Address: 3380 Americana Terrace Interior

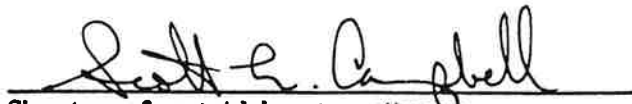
Boise, Idaho 83706

4. One copy to:

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

5. One copy to:

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


Signature of party/claimant or attorney

REASONS SUPPORTING EACH BOX CHECKED

Claim Number 57-10503

Box #1. Bob D. Collett and Ruth M. Collett, whose mailing address is HC 70 Box 220, Oreana, ID 83650, (or their predecessors in interest) have used the water in this claim since at least December 31, 1956. The United States of America, Bureau of Land Management, U.S. Department of the Interior (BLM), has no basis upon which to object to either the name or address for claim No. 57-10503.

Box #2. The source of the water described in this claim is a well used for watering Claimants' stock. The BLM has provided no basis upon which to object that this is not the source of the claim.

Box #3. The BLM has objected to both the quantity in cubic feet per second (cfs), and acre-feet per year (AFY) Accordingly, Claimant's response is to both of these objections.

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The quantity claimed is .23 cfs. This amount is from the entire quantity of water delivered to Claimants' stock watering facilities.

The BLM has attached a document titled "Conflicting USDI claims." This claim alleges diversion of .70 cfs from the same general location as Claimants'. However, because Claimants have diverted the entire quantity of water from the artisan well, BLM's objection and alleged claim are without merit. BLM has provided no basis upon which the quantity of water used by Claimant is anything other than the .09 cfs originally claimed. Furthermore, the point of diversion and place of use in the BLM claim are not the same as Claimants'.

Box #4 BLM has provided no basis for objecting to Claimants' priority date of December 31, 1956, other than attaching the Conflicting USDI Claims alleging a priority of date of July 12, 1976. As stated in paragraph number 3 above, the BLM has not shown that the conflicting USDI claim even relates to Claimants' water. Accordingly, BLM has provided no basis for objecting to Claimants' priority date of December 31, 1956.

Box #5 Claimants' point of diversion is the well described above. BLM has provided no basis for objecting to the

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point of diversion other than to allege that the Conflicting USDI Claims are diverting the same water. This allegation however, is impossible as Claimants' point of diversion diverts all water to Claimants' stock watering facilities.

Box #7 BLM's objection to Claimants' purpose of use is without merit. Claimant has used the claimed water since 1956 for watering of stock. BLM has provided no basis for objecting to Claimants' purpose of use.

Box #8 BLM has provided no basis for objecting to the period of year claimed by Claimant. Other than the general allegation objecting to Claimants' water right, BLM has provided no other specific basis to judge the merits of the objection to the period of year claimed.

Box #9 BLM has objected to the legal description of the place of use. Claimant has described the place of use to include the land where Claimants' stock watering facilities are located. BLM has provided no basis for objecting to this place of use.

Box #10 BLM has provided no basis, other than the general allegations discussed above for objecting to Claimants' annual volume of consumptive use. Claimant has claimed

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the water for stock watering purposes only, accordingly, there is only a de minimis use of water occurring.

Box #11 BLM's objection to the "remarks" listed in the water right is without merit. BLM has provided no basis upon which to judge any issue BLM may have with the remarks as listed in the Director's Report.

Box #12 For all the reasons listed in this response, Claimant disagrees with BLM's objection to the water right being recommended at all. In particular claimant disagrees with the statements BLM provided for "Reasons Supporting Each Box Checked." The BLM statements were repeated verbatim in objections to all of Claimants' water rights claims. It is clear that BLM made no attempt to identify the specifics of their objections nor did BLM provide any specific basis for the objections. Furthermore it is impossible to identify which objections BLM is referring to in the reasons statement. Accordingly, Claimant responds to each of the reasons set forth by BLM as follows:

- a) BLM objects to claimant claiming a water right on public lands. In response, it is a question of first impression whether BLM has any basis for

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objecting to Claimants' water right solely because the well is located on or appurtenant to BLM land.

- b) BLM claims to have managed and controlled "this property" for the beneficial use of the American public. To the extent BLM is referring to its own land, Claimant does not dispute BLM's allegations. However, with respect to all other land identified in this water rights claim, the land is under the control of Claimant and not BLM. Furthermore, this does not establish any right or lack thereof to the use of the claimed water.
- c) BLM claims that Claimant has no property interest in the water right or any other water right appurtenant to federally owned lands. At issue is Claimants' property interest in this water right. As stated above, it is a question of first impression whether Claimants' beneficial use of the water for stock watering purposes is a valid water right even though the water originates from a well located on or appurtenant to BLM land.
- d) BLM states that they object to all aspects of Claimants' water right because of the listed allegations. Accordingly, BLM alleges to object to

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the name, address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. Unfortunately, BLM's "shot gun" approach to pleading does not inform the Court of the only substantive issue -- whether the one acre of BLM land identified above should be included in Claimants' place of use. Claimant has previously responded to the objection for each of the items listed and accordingly will not repeat those response here.

- e) Finally, the BLM "objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source." In response, Claimant has been the sole and exclusive user of the water rights in this claim. BLM provides no further basis for claiming this water right will adversely affect a senior water right downstream. BLM does not even identify what that senior water right is.

BLM's general allegation misstates critical facts related to this claim. It is clear from reading BLM's objection to this claim and the virtually identical objection to Claimants' other water rights, that BLM did not review

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essential facts in this case. Furthermore, there is no indication that the blanket objections were based on existing law or any good faith argument for the extension, modification or reversal of existing law. These blanket, boiler plate objections have caused a needless increase in the cost of litigation to Claimant and unnecessarily delayed the process.

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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. 57-10503
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

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

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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:

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

Briefly describe your interest in this water right:

The United States, through the Bureau of Land
Management (BLM), has a senior existing water
right.

2. Owner of the water right:

Name: Claimant: Bob D. Collett
Ruth M. Collett
Address: HC 79 Box 2200
Oreana, Idaho 83650

3. If this objection is filed by an attorney:

Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U.S. Department of Justice
550 West Fort Street
P.O. Box 33
Boise, Idaho 83734
Attorney Phone No.: (202) 272-8351

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.

The United States of America, acting through the Bureau of Land Management, objects to this water right recommendation because the claimant is a private individual claiming a water right on public domain lands. The BLM, on behalf of the United States, has managed and controlled this property for the beneficial use of the American public. The claimant has no property interest in the claimed water right or any other water right appurtenant to federally owned lands. The United States objects to all aspects of the right because of these facts, including the recommended name and address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. BLM also objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source. BLM specifically objects to the quantity, priority date, point of diversion, and/or purpose of use of the claimed right because granting this right will adversely affect the United States senior water right downstream.

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 Director's Report should be changed to recommend disallowance of this claim.

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. Map of claim showing federal parcel(s).
2. Copy of BLM conflicting claim or late claim.

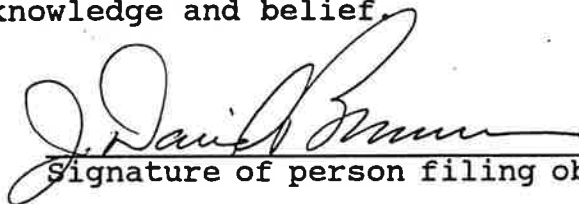
VERIFICATION (Must be Completed)

State of Idaho

County of Ada

J. DAVID BRUNNER, BOISE DISTRICT 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 23 day of February,
1993.

Clarence D. Bale
Notary Public for Ada County
Residing at: Boise, Idaho
My Commission expires: April 26, 1997

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(Over)

OCT 07 1998

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 ^{sent} ~~mailed~~ hereby certify that on the 26th day of February, 1993, I ~~mailed~~ the original and ⁹~~7~~ 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: Bob D. Collett
Ruth M. Collett
Owner's Address: HC 79 Box 2200
Oreana, Idaho 83650

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
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

AJ5856MP

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

DATE: OCT-13-1992
PAGE: A-681

RIGHT
NUMBER

NAME & ADDRESS

PRIORITY
DATE

PURPOSE OF USE
PERIOD OF USE
FROM TO

MAXIMUM
QUANTITY

BASIS OF CLAIM

SOURCE: GROUNDWATER

57-07163

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

07/12/1976 STOCKWATER

11-01 01-31

.01

CFS

LICENSE

WILDLIFE

01-01 12-31

.7

AFY

.01

CFS

AFY

TOTAL QUANTITY:

.01

CFS

AFY

MICROFILMED

NON-IRRIGATION-USES:
STOCKWATER, 200 RANGE CATTLE, WILDLIFE, VARIABLE AMOUNT
POINT OF DIVERSION:
T05S R01E S24
PLACE OF USE: STOCKWATER

SWNE

OCT 0 7 1998

T05S R01E S24
PLACE OF USE: WILDLIFE

SWNE

T05S R01E S24

SWNE

57-07164

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

07/12/1976 STOCKWATER

11-01 01-31

.01

CFS

LICENSE

WILDLIFE

01-01 12-31

.7

AFY

.01

CFS

AFY

TOTAL QUANTITY:

.01

CFS

AFY

MICROFILMED

NON-IRRIGATION-USES:
STOCKWATER, 200 RANGE CATTLE, WILDLIFE, VARIABLE AMOUNT
POINT OF DIVERSION:
T05S R02E S05
PLACE OF USE: STOCKWATER

SENW

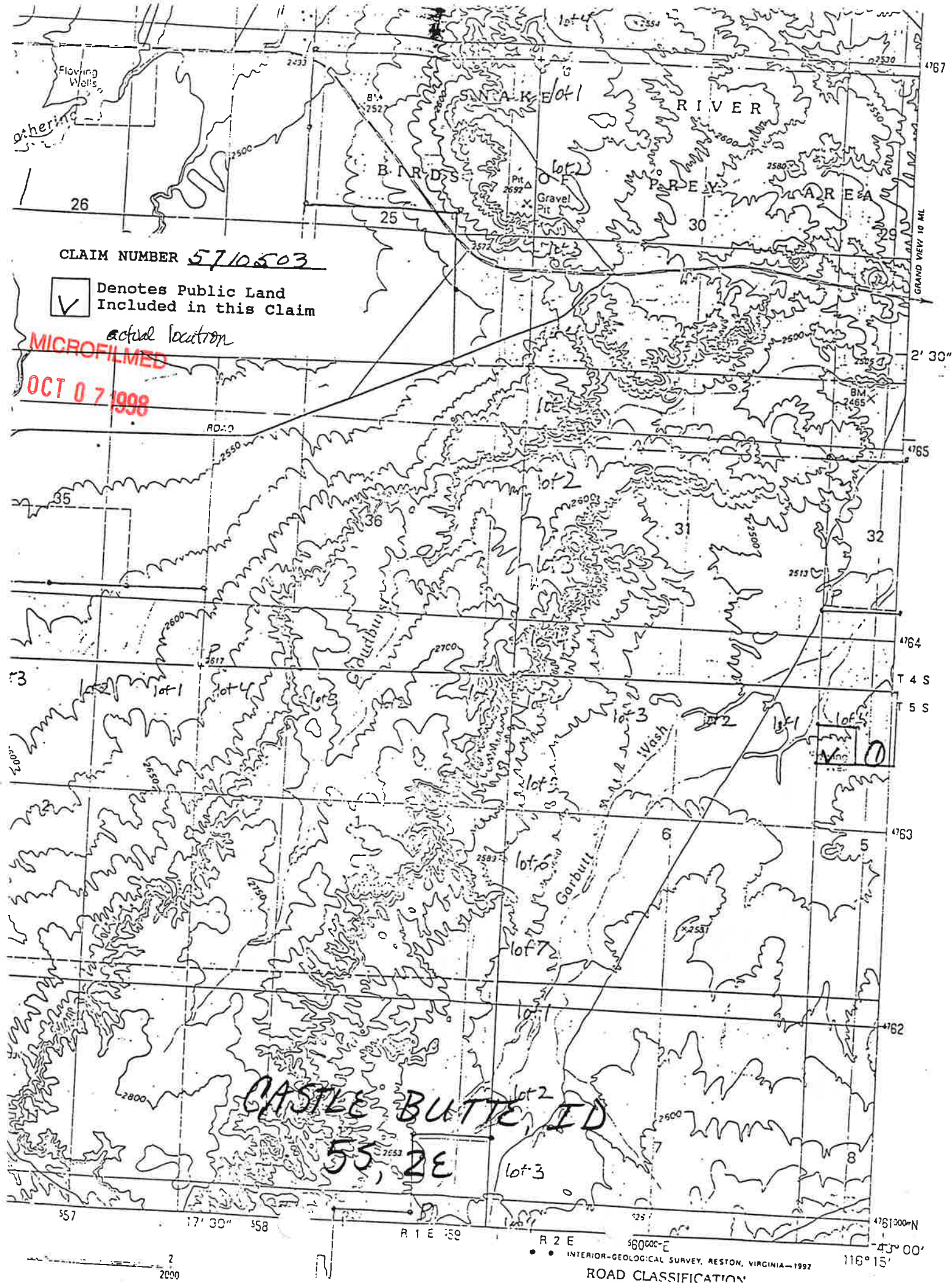
T05S R02E S05
PLACE OF USE: WILDLIFE

SENW

T05S R02E S05

SENW

REMARKS: BLM RECORD ID = 5701688203



claim filed
A57-07164

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: 1976-07-12
IDWR WATER RIGHT NO. 5707164
BLM NUMBER: 5701688203
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 57

SOURCE	TRIBUTARY TO
GROUNDWATER	CLOUDBURST WASH

DESCRIPTION OF DIVERSION WORKS
WELL, TROUGH.

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER	0.010	0.70	1101	0131
WILDLIFE	0.010	0.70	0101	1231
TOTAL:	0.010 CFS	0.70 AF		

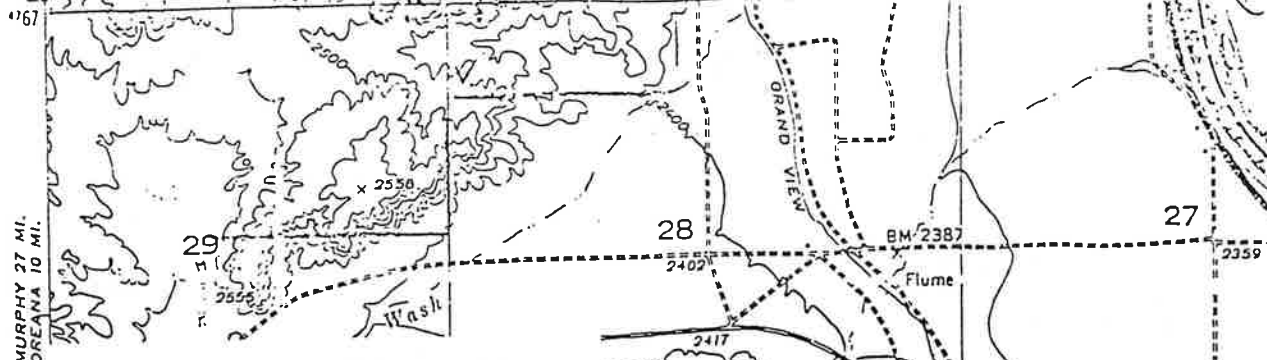
NON-IRRIGATION USES
S/200 RANGE CATTLE W/VAR AMT.

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TWP	RNG	SEC	TRACT1	POINT OF DIVERSION TRACT2	TRACT3	LOT	COUNTY
05S	02E	05		SE	NW	00	OWYHEE

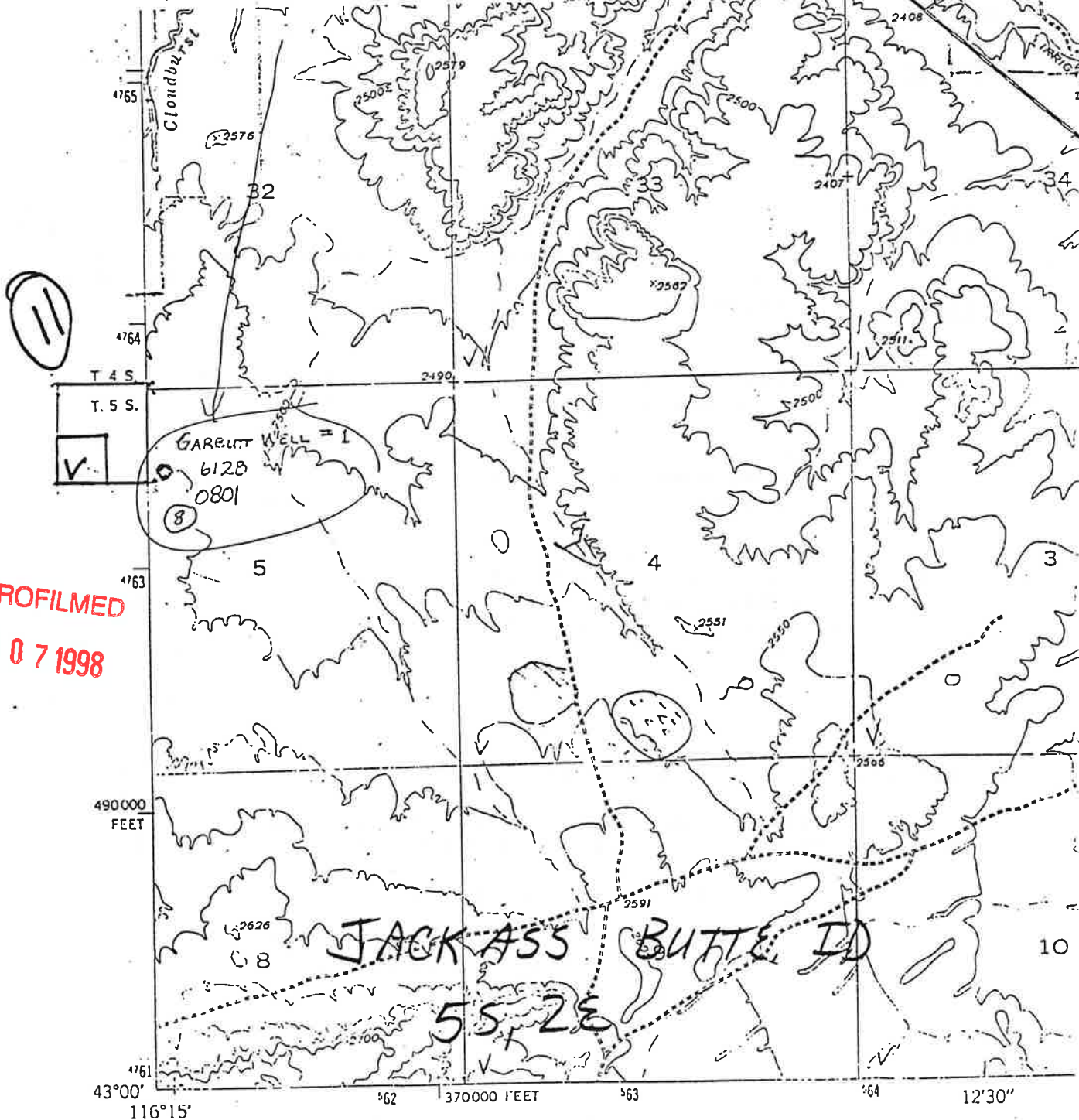
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	IRRIGATED ACRES
05S	02E	05	SE	NW	00	OWYHEE		0.0
05S	02E	05	SE	NW	00	OWYHEE		0.0

TOTAL ACRES IRRIGATED: 0.0



CLAIM NUMBER 57 10503

2'30" ☒ Denotes Public Land
Included in this Claim
location from license 57-07164



(11)

T. 4 S.
T. 5 S.
☒

GARELIT WELL #1
6128
0801
(8)

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OCT 07 1998

JACKASS BUTTE ID
55.2E

MOUNTAIN NE
V NE

Mapped, edited, and published by the Geological Survey

Control by USGS and USC & GS

Culture and drainage in part compiled from

*

1

BLM NUMBER: 5701688203

PAGE 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED

OCT 07 1998

FILED
OCT 07 1998

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: OCT-13-1992
PAGE: A-539

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
57-10519	SHIRLEY M HARRIS ALTON R HARRIS 595 N 4TH E MOUNTAIN HOME ID 83647	09/01/1956	DOMESTIC	01-01 12-31	.04	CFS BENEFICIAL USE
	NON-IRRIGATION-USES: DOMESTIC, STORE. POINT OF DIVERSION: T05S R03E S36 PLACE OF USE: DOMESTIC				.04	CFS
	T05S R03E S36 REMARKS: PARCEL NO. RP 0154301.					
57-10658	MAXINE JAYO OREANA STAR ROUTE MURPHY ID 83650	10/10/1956	DOMESTIC	01-01 12-31	.05	CFS BENEFICIAL USE
	NON-IRRIGATION-USES: DOMESTIC, 1 HOME POINT OF DIVERSION: T04S R01W S25 PLACE OF USE: DOMESTIC				.05	CFS
	T04S R01W S25 REMARKS: PARCEL NO. RP0103600					
57-10503	BOB D COLLETT RUTH M COLLETT HC 79 BOX 2200 OREANA ID 83650	12/31/1956	STOCKWATER	04-01 02-28	.23	CFS BENEFICIAL USE
	NON-IRRIGATION-USES: STOCKWATER, 1000 HEAD POINT OF DIVERSION: T05S R02E S05 LOT 4 (SMMNNW) PLACE OF USE: STOCKWATER				.23	CFS
	T05S R02E S05 Lot 4 (NNNNW)					

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OCT 07 1998

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. 57-10503 -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)

RESPONSE TO OBJECTION NO. 57-10503 -0001 PAGE 1

MICROFILMED
OCT 07 1998

2. Person who filed objection:

Name: US BUREAU OF LAND MGMT
Address: IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706-2544

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

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

1. ☒ Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
2. ☒ Source: I respond to the objection concerning the source of water.
3. ☒ Quantity: I respond to the objection concerning:
 - 3a. ☒ The total quantity of water used in cubic feet per second.
 - 3b. ☒ The total quantity of water stored in acre feet per year.
4. ☒ Priority Date: I respond to the objection concerning the priority date.
5. ☒ Points of Diversion: I respond to the objection concerning the legal description of the point(s) of diversion.
7. ☒ Purposes of Use: I respond to the objection concerning the purpose(s) of use.

8. ☒ Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I respond to the objection concerning:
- 9a. ☒ The legal description of the place of use.
10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.
11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.
12. ☒ Water Right Recommendation: I respond to the objection concerning:
- 12a. ☒ This water right being recommended at all.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 1, 2, 3, 3a, 3b, 4, 5, 7, 8, 9, 9a, 10, 11, 12 and 12a. and all allegations of the objection regarding these items, IDWR responds as follows:

IDWR is informed and therefore believes that some or all of the lands upon which water is diverted, conveyed, or used pursuant to this right are owned by the United States. The notice of claim attached to the objection was recommended in the director's report as water right no. 57-07164. IDWR admits that the exercise of rights to water from the same source may impact each other. IDWR denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ 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:

MICROFILMED

OCT 07 1998

(Over)

No. of
Pages

Notice of Claim No. A57-10503

4

VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

Donald V. Shaff, 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 Section Manager 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 29th day of June,
1993.



Notary Public for Idaho
Residing at: Boise
My Commission expires: 11-14-1998

MICROFILMED

OCT 07 1998

(Over)

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of July, 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:

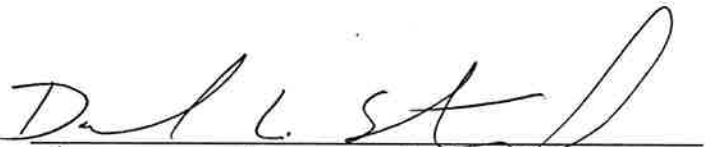
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

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

Name: BOB D & RUTH M COLLETT
Address: HC 79 BOX 220
OREANA ID 83650

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: K JACK HAUGRUD & DARIA J ZANE
550 W FORT ST
BOX 33
BOISE ID 83734


Signature of Respondent or attorney
mailing on Respondent's behalf

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: A57-10503
Date Received: 1/11/1989
Receipt No: W1926
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOB D. COLLETT 208-834-2306
Address: HC 79, BOX 2200
OREANA, ID 83650

OR
Name: RUTH M. COLLETT 208-834-2306
Address: HC 79, BOX 2200
OREANA, ID 83650

2. Date of Priority: DEC 31, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	02E	32	SW	SW	SW		OWYHEE

5. Description of diverting works:
10" WELL, 2000' DEEP-ARTESIAN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	02/28	0.230		

7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 HD CATTLE

~~MICROFILMED~~

~~OCT 07 1998~~

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OCT 08 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	32	SW	SW		STOCK	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

HAVE USED FACILITY FOR CATTLE WATERING EVERY YEAR SINCE IT WAS
INSTALLED. THIS IS A FILING OVER A BLM FILING. CLAIMANT HAS
GRAZING RIGHTS.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Bob W. Collett Date: 1-11-89
Guth W. Collett Date: 1-11-89

State of Idaho)
County of ADA) ss.

Subscribed and sworn (or affirmed) before me this 11 day

of Jan 19 89

Linda Warner
Notary Public

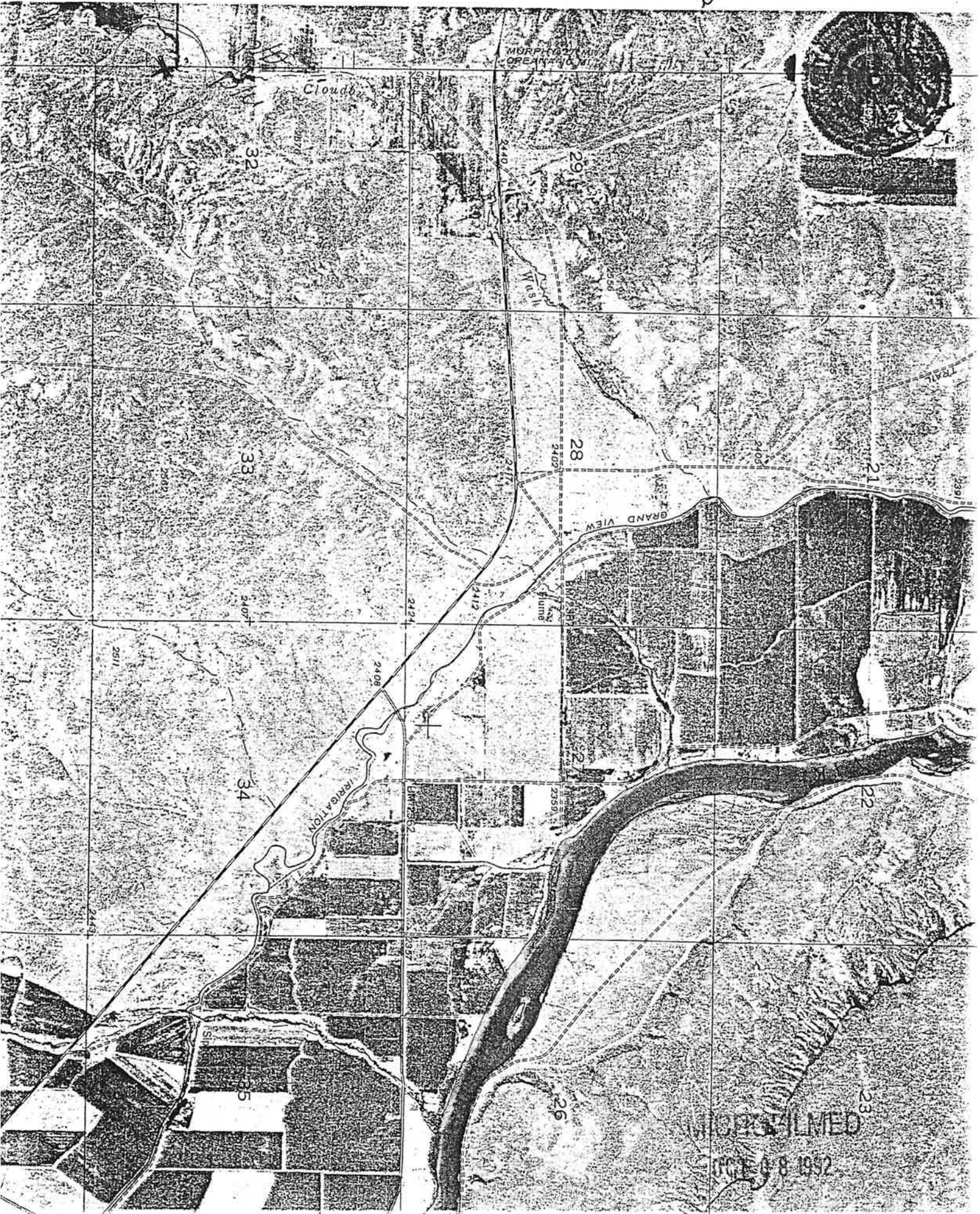
Seal

Residing at Boise ID

My Commission Expires 12-8-94

A57-10503

S 24 S
E 32 E



NOT FILMED
OCT 8 1992

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

AJ5808NP
(OP-26)

Prefix Translation: RESEARCH

Old (D) Number -

Water Right Number - R57-10503

+ - - - - Last Name - - - - + + - - - - Address - - - - +

*** C - CURRENT OWNER ***
COLLETT

1 - HC 79 BOX 2200
2 -
3 -
City- OREANA
Phone - 208-834-2306
1 - HC 79 BOX 2200
2 -
3 -
City- OREANA
Phone - 208-834-2306

VERIFIED BY RMP 11-14-91

BOB D

RUTH M

State- ID Zip- 83650

State- ID Zip- 83650

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/31/1956 ERROR IN REGION J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - Tributary - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - +
Twn Rng Sec Tract Lot RFlg County

05S 02E 5 SW NW NW 4 (73) OWYHEE

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - +
Code 04 - STOCKWATER Period From Period To 04/01 02/28 0.230 0.230

+ - - Total Div. Rate - - + + - Total Div. Volume - + - Total Div. Capacity - + - Total Consumptive Use - + - KW Usage - +
0.230 0.230 0.0

+ - - - - Place of Use - - - - - Description - - - - - County - - - - +
Twn Rng Sec Tract Lot Acres Code 04 STOCKWATER (73) OWYHEE

+ - - Diversion Means -

+ - - Non-Irrigation Use - STOCKWATER, 1000 HEAD

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - No Remarks found.

+ - - - - Old Water Right Numbers - - - - - No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - No Conditions of Approval found.

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OCT 08 1992

+ - Decree Date - +
00/00/0000

- - -Comments- - -
No Comments Found

39576

Field Inspection Made
Field Inspection Flag
Verified Date
Last Amended Date
Proof Made Date
Receipt Number
POU Ownership Flag
Name Connector

10/05/1990

Old Case Number
Old Judicial District
Temporary Right
Water District
Federal/State Indicat
Presumption Flag
Notice of Error Flag

-	Civil Case Number
-	Old Case Number
-	Old Judicial District
-	Temporary Right
-	Water District
-	Federal/State Indicator
-	Presumption Flag
-	Notice of Error Flag

OCT 08 1992

CLAIM NO. AS7-10503

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☐ No Change - POINT OF DIVERSION
☒ Point of diversion is different than the claim
New P/D: Twp. SS, Rge. 2E, Sec. 5, SW 1/4 NW 1/4 NW 1/4 Lot 4
5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth 2000' Motor Ser. # _____ Static water level Flowing estimate 110°F
Casing size 16" Method of irr. _____
6" discharge into ditch
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☐ No Change - TOTAL VOLUME
☒ Incomplete on claim, the total is, -- -- -- .23 cfs 12.3 af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
RME DIV. vol.
no info to quantity antenai flow unless measure ditch; recommend channel cfs
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:

Domestic - No. of homes _____ Stockwater - No. of head 1000

Other: _____

5/1000 c 12 gpd/hd
4/11 - 2/28 = 334 days

$$\frac{(12)(1000)(334)}{325850} = 12.3 \text{ afa}$$

$$(23)(334)(1.9835) = 152.48 \text{ 1992 } 12.3$$

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10. ☐ No Change - PLACE OF USE: (If changed, list below.)

Use	Twp.	Rge.	Sec.	1/4,	1/4,	
<u>Stockwater</u>	<u>55</u>	<u>2E</u>	<u>05</u>	<u>NW</u>	<u>NW</u>	<u>Lot 4</u>

Remarks: (Comments pertinent to field examination)

Single pld on QQQ of 5 1/2 NWNW portion
of Lot 4.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional)

MAP

SYSTEM DIAGRAM

☒
☒
☒

☐
☐
☐

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED:

10/5/90

FIELD EXAMINER:

Steve Lester

Signature

Steve Lester

SYSTEM DESCRIPTION ATTACHMENT TO CLAIM VERIFICATION REPORT

CLAIM NO. A57-10503

16", 2000' deep artesian well flows through
6" outlet into natural drainage for stock use.
See NAPP photo # 259 SW, left center of photo, well is
at SE end of vegetation showing up on photo.

Flow is estimated to be within limits of beneficial
use claimed so waste is not occurring.

See well inspection form.

DIRECTIONS -

From Hwy 78 WEST OF GRANDVIEW @ 8 or 9 miles:

- just west of turnoff to Ennisville will see gravel
road heading south. Stop sign & mailbox are near
gravel road.
- Follow gravel rd. S. about 3/4 mile to trailer.
Take left fork just before trailer. Can follow
this past small pond for a short ways
until come to barbed wire fence. Use NAPP
photo to find well from here (go to SE end of
vegetation that shows up on photo)

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OCT 08 1992

DATE OF PHOTOS 10/5/90 OWNER ISO B Coilett 534-23

CLAIM NUMBER(S) A 57-10503



(D) Looking down on casing
that's about flush with
LSD; discharge pipe routes
flow into ditch/drainage
just adjacent to casing.



(E) Looking NW
from pld.
Aug 73 flow
along base of
hills in background

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Original to RW 8/9/91
JL

Department of Water Resources

WELL INSPECTION FORM

10/5/90

If well is associated with water right, provide WR# A57-10503

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP____, Rge____, Sec. 5, 1/4 1/4
or Lot_____.

2. Owner: _____

Address_____, City_____, St_____

3. Casing $\geq$ 12 inches above ground: Yes_____ No ☒

4. Access Port: Yes_____ No ☒
Pressure Gauge: Yes_____ No ☒
Flowing: Yes ☒ No_____

Static Water Level: flowing
Casing Diameter: 16"
Temperature: hot - estimate >110°F

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ☒ No_____ - ?

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: This hot artesian well flows into natural
drainage but flow appears to be within limits of
beneficial use claimed (.23 cfs). The well is properly capped
but casing is more or less level with L.S.O. A 6" open
discharge pipe allows flow into drainage immediately adjacent
to well. See NAPP photo. E 59 SW, vegetation in left center of
photo. Well is at SE end of the line of vegetation.

The open discharge pipe is a possible route for contaminants.
Although artesian flow has no proper controls, may be OK since
beneficial use occurs within limits of claim.

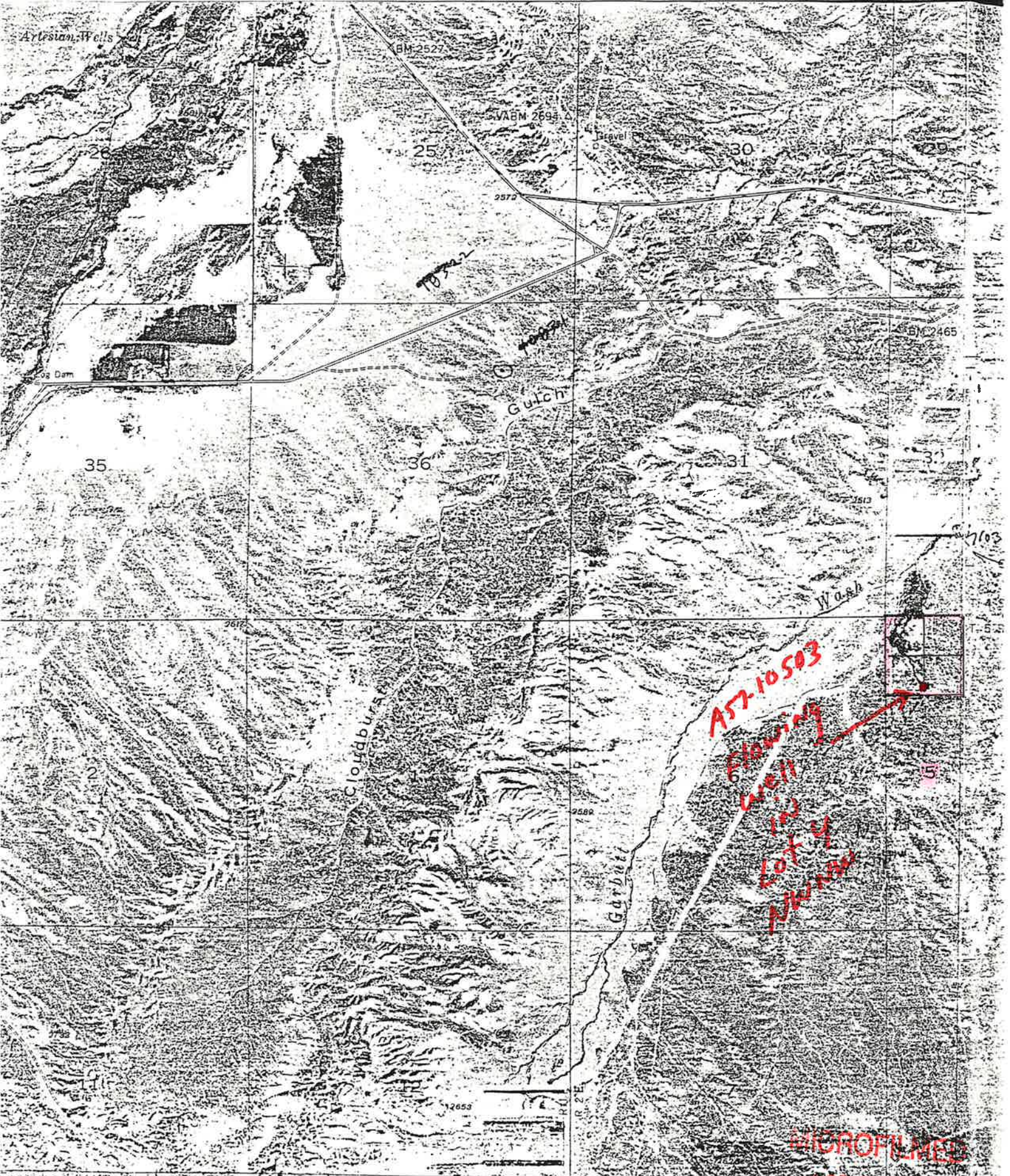
{ photos { 1) well casing's disch. line to ditch
2) looking NW from p/d - used for landmark

see
photo
pg

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OCT 08 1992

Artesian Wells



A57-10503
Flowing
Well
in
Lot 4
NW 1/4

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OCT 08 1992

TSS 12

R2E

S.5

L.4

A57-10503

Collett, Bob
Ruth

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Staff Analysis Sheet For
SRBA Claim Verification Field Report

A57-10503
Adjudication Claim No.

Well: on Burn land?

P/D } 45 2E S.32 SWSW
P/U }

A. Prior to Conducting the Exam, the File Contains:

- ☒ Claim Verification Report(CVR)
- ☒ Copy of Adjudication Claim
- ☒ N/A Copies of pertinent files(prev. rts., exams, etc.)
- ☒ Well Inspection Form (If Needed)
- ☒ Copy of U.S.G.S. Quad map, orthophotoquad, or NAPP photography
- ☒ NO Check P.D. & P.U. desc. for Govt. Lots(if a lot is found, a copy of the Govt. plat is needed to add the lot onto the R claim file later.)
- ☐ Check CVR for P.D. overlap(see page titled Pt. of Div. Review Sheet)
- ☐ Check AJ & WR P/D indexes(to ck. accuracy of CVR overlap ckd. above)
- Overlap ☐ yes ☐ no If yes: ☐ copy of claims & water rights incl?
- Type of Overlap? ☐ Add acres or uses to existing system
- ☐ Increase rate of flow or volume
- ☐ Other: _____
- ☐ Check CVR for P.U. overlaps(see page titled Pl. of Use Review Sheet)
- ☐ Check AJ & WR P/U indexes(to ck. accuracy of CVR overlap ckd. above)
- Overlap ☐ yes ☐ no If yes: ☐ copy of claims & water rights incl?
- Type of Overlap? ☐ Increase rate of flow or volume
- ☐ Add P/D's
- ☐ Increase number of acres within tracts
- ☐ Different source for same acres
- ☐ Other: _____

use
ASCS photo
& county
map

no other
users
of
this well

See
A57-00086

- ☒ Appointment Letter Sent? _____ (initial & date)
- ☒ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed ~~CVR~~ ^{Claim Verif. Exam Sheet} Form
- ☒ Photographs of Point(s) of Diversion and Place of Use
- ☒ Completed map outlining Point(s) of Diversion and Place of Use

C. Review and Processing:

- Claim No. submitted for weekly exam completed prog. report? ☒ Yes ☐ No
- Exam completed date data entered on claim _____ (initial & date)
- Claim Verification ^{Exam Sheet} Report completed 82 8/9/91 (initial & date)
- Was CVR spot-checked by Supervisor? ☐ Yes ☐ No _____ (initial & date)
- R claim file created _____ (initial & date)
- Recommendations entered on R claim file _____ (initial & date)

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OCT 08 1992

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: A57-10503
Date Received: 1/11/1989
Receipt No: W1926
Received By: 2W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOB D. COLLETT 208-834-2306
Address: HC 79, BOX 2200
OREANA, ID 83650

OR

Name: RUTH M. COLLETT 208-834-2306
Address: HC 79, BOX 2200
OREANA, ID 83650

2. Date of Priority: DEC 31, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	02E	32	SW	SW			OWYHEE

5. Description of diverting works:
10" WELL, 2000' DEEP-ARTESIAN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	02/28	0.230		

7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 HD CATTLE

A57-10503

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Date: 01/11/89

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	32	SW	SW		STOCK	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

HAVE USED FACILITY FOR CATTLE WATERING EVERY YEAR SINCE IT WAS
INSTALLED. THIS IS A FILING OVER A BLM FILING. CLAIMANT HAS
GRAZING RIGHTS.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Bob W. Collett Date: 1-11-89
Guth W. Collett Date: 1-11-89

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 11 day

of Jan 19 89

Linda Warner
Notary Public

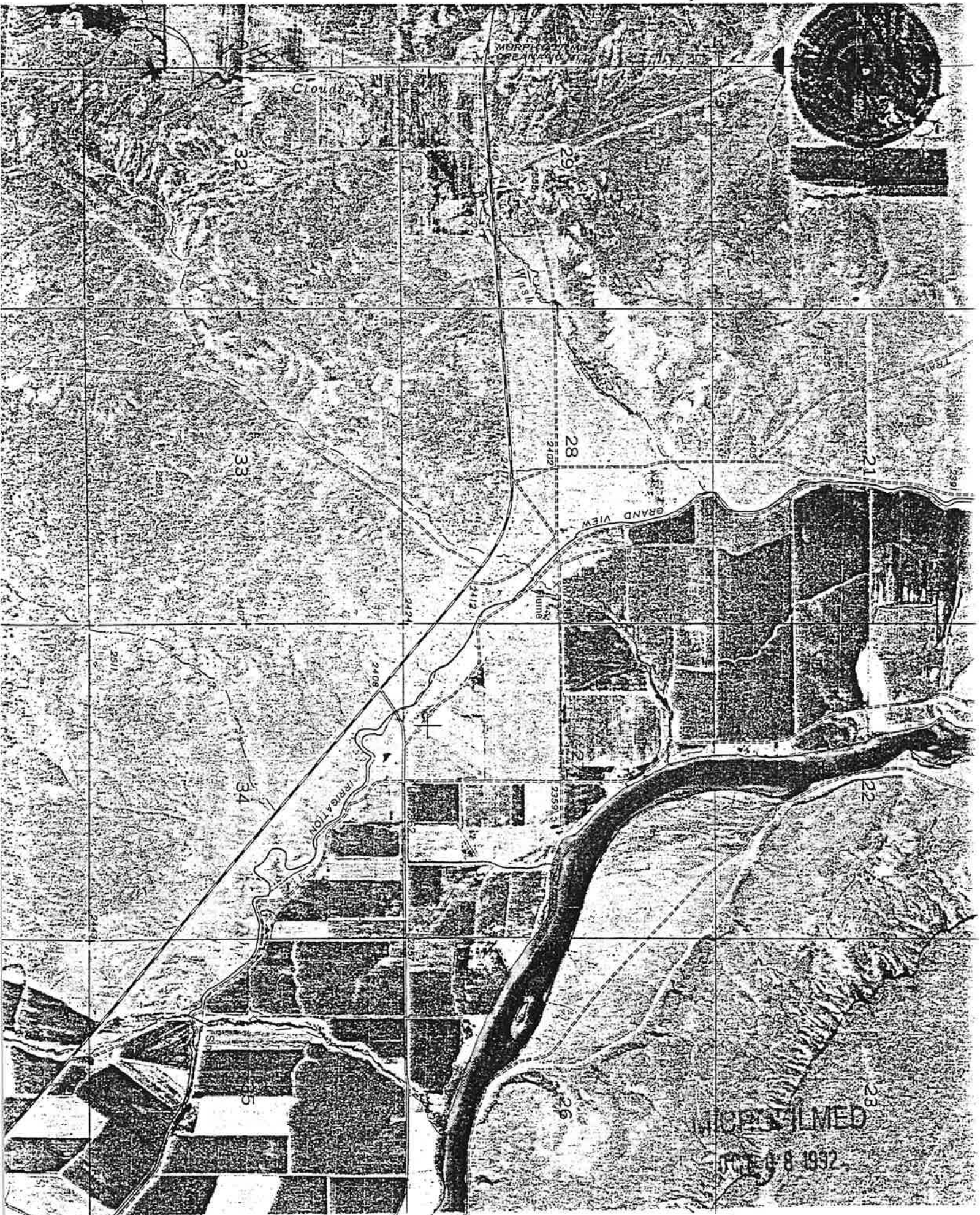
Seal

Residing at Boise ID

My Commission Expires 12-8-94

A57-10503

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OCT 8 1952