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JUL 27 2017

Department of Water Resources
Eastern Region

July 18, 2017

James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

**Re: Boyd O. Campbell – Statutory Claim Water Right No. 13-7986,
13-7987**

Dear James:

Boyd O. Campbell and Beverly C. Campbell, whose address is 1241 S. Hidden View Drive, Providence, Utah 84332, filed with the Department on January 26, 2017 a I.C. 42-243 "Claim to a Water Right" and on February 16, 2017 an Amended Claim to a Water Right asserting a 4/1/1880 priority water right in Black Canyon Creek tributary to Weston Creek to irrigate property located in Sections 15 and 16, T16S, R38E, B.M. Franklin County, Idaho. This letter is written on behalf of Jay Norman Fonnesbeck, whose address is 6022 W. Highway 36, Weston, Idaho 83286, for the purpose of objecting to these claims.

The basis for Mr. Fonnesbeck's objections to these claims is set forth in the enclosed letter dated July 17, 2017 sent to Mr. Campbell's attorney. In sum, Black Canyon Creek and Weston Creek are tributaries to the Bear River. All water rights in the Bear River were adjudicated in the Dietrich Decree filed July 14, 1920. This Decree decreed no water rights to Campbell or his predecessors appurtenant to the property in the place of use claimed. The only irrigation water right decreed was to Weston Creek Irrigation Company, Right No. 509 on pages 112 and 113 of the Decree. Second, if Campbell's predecessors in interest had in fact established a valid water right in Black Canyon Creek out of the constitutional method by diversion and application to beneficial use subsequent to the 1920 Dietrich Decree and prior to the enactment of the mandatory permit and licensing process in 1970, any such right has long been forfeited for non-use for 5 or more years pursuant to Idaho Code § 42-222(2).

Please make file this letter and the enclosures as a part of the record with respect to the referenced Campbell Claims to serve as Mr. Fonnesbeck's objection of record.

Thank you for your assistance.

July 18, 2017

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Sincerely,



RANDALL C. BUDGE

RCB:ts

Enclosures

c: Jay Fannesbeck

Jacob A. Watterson, Attorney for Boyd O. Campbell