

**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

A. Subcase 29-12747
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau
of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: United States of America acting through the Department of Interior, Bureau of Land
Management, Idaho State Office

Address: 1387 South Vinnell Way; Boise, Idaho 83709-1657

Name:

Address:

Name:

Address:

Name:

Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: See Attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See Attached

11. **I object because:**

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

E. **REASONS SUPPORTING OBJECTION(S):**

The Recommendation for the Point of Diversion and Place of Use is inaccurate.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

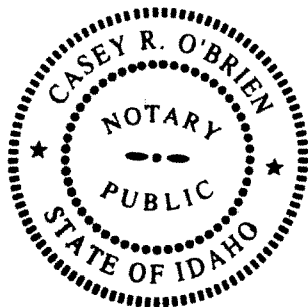
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 11/05/03

Casey R. O'Brien
Notary Public for The State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: 10-31-2009



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on Nov. 13, 2003, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: United States of America acting through the Department of Interior, Bureau of Land
Management, Idaho State Office

Address: 1387 South Vinnell Way; Boise, Idaho 83709-1657

Name:

Address:

Name:

Address:

Name:

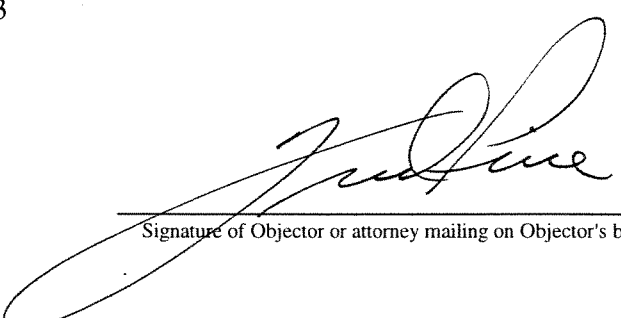
Address:

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

07/10/2003

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

RIGHT NUMBER: 29-12747

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

POD
Corrections
POU
Corrections

SOURCE: TWO AND A HALF MILE CREEK

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 06/28/1934

POINT OF
DIVERSION:

T05S R35E S28 NWNESW End of Stream Flow Within BANNOCK County
T05S R35E S28 SENWSE Begin of Stream Flow Within BANNOCK County
T05S R35E S29 NESWNE Begin of Stream Flow Within BANNOCK County
T05S R35E S29 SWNENW End of Stream Flow Within BANNOCK County
T05S R35E S34 SWNWNW Within BANNOCK County
T05S R35E S34 NESESW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BANNOCK County

T05S R35E S28	NESW	T05S R35E S28	NWSW
T05S R35E S28	NWSE	T05S R35E S29	SWNE
T05S R35E S29	NENW	T05S R35E S29	SENE
T05S R35E S34	NWNW	T05S R35E S34	SESW

POD

There are several corrections that need to be made to this water right. The following describes the corrections to POD. Deletions are indicated by ~~strikeout~~. Additions are indicated by **Bold/Underline**. Correct PODs are listed in plain text.

T05S R35E S28	<u>Lot 11</u> (NWNESW)	End of Stream Flow Within BANNOCK County
T05S R35E S28	<u>Lot 10</u> (SENWSE)	Beginning of Stream Flow Within BANNOCK County
T05S R35E S29	NESWNE	Begin of Stream Flow Within BANNOCK County
~~T05S R35E S29~~	~~SWNENW~~	~~End of Stream Flow Within BANNOCK County~~
<u>T05S R35E S29</u>	<u>NWNENW</u>	<u>End of Stream Flow Within BANNOCK County</u>
T05S R35E S34	SWNWNW	<u>Begin of Stream Flow</u> Within B.COUNTY
<u>T05S R35E S34</u>	<u>SWNWNW</u>	<u>End of Stream Flow</u> Within BANNOCK County
T05S R35E S34	NESESW	<u>Begin of Stream Flow</u> Within B.COUNTY
<u>T05S R35E S34</u>	<u>NWSESW</u>	<u>End of Stream Flow</u> Within BANNOCK County

POU

There are several corrections that need to be made to this water right. The following describes the corrections to POD. Deletions are indicated by ~~strikeout~~. Additions are indicated by **Bold/Underline**. Correct POU's are listed in plain text.

T05S R35E S28	<u>Lot 11</u> (NESW)	~~T05S R35E S28~~	~~NWSW~~
T05S R35E S28	<u>Lot 10</u> (NWSE)	T05S R35E S29	SWNE
T05S R35E S29	NENW	<u>T05S R35E S29</u>	<u>NWNE</u>
~~T05S R35E S29~~	~~SENE~~	T05S R235 S34	NWNW
T05S R35E S34	SESW		

07/10/2003

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

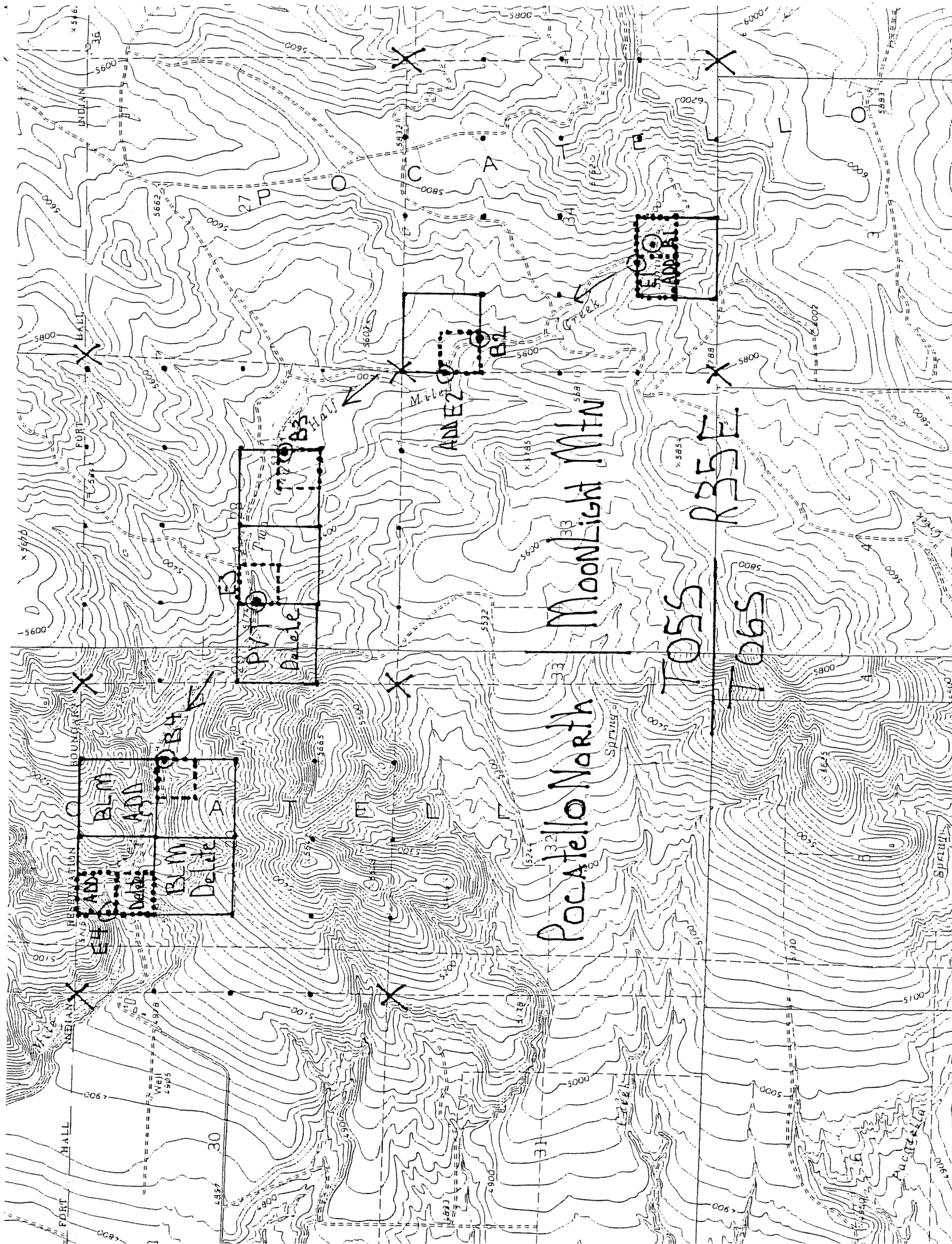
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM RECORD ID = 2903780223
STOCKWATER, 330 CATTLE & 6 HORSES



POCATELLO RAH

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MT PLAT[illegible]

EO 4/15/1938 Trt Juris of Acq Land from Dept of
Agri to Dept of Int, 51A
All land lying within Fort Hall Ind Res

19479 Sines Act 1/7/1982

Fig 25: E1/25M1/4. SE1/4NW1/4

Sec 30: NI/2SM1/4

Page 31: NI/2001/4, NI/1/4
Page 35: NI/1/4, NI/1/4

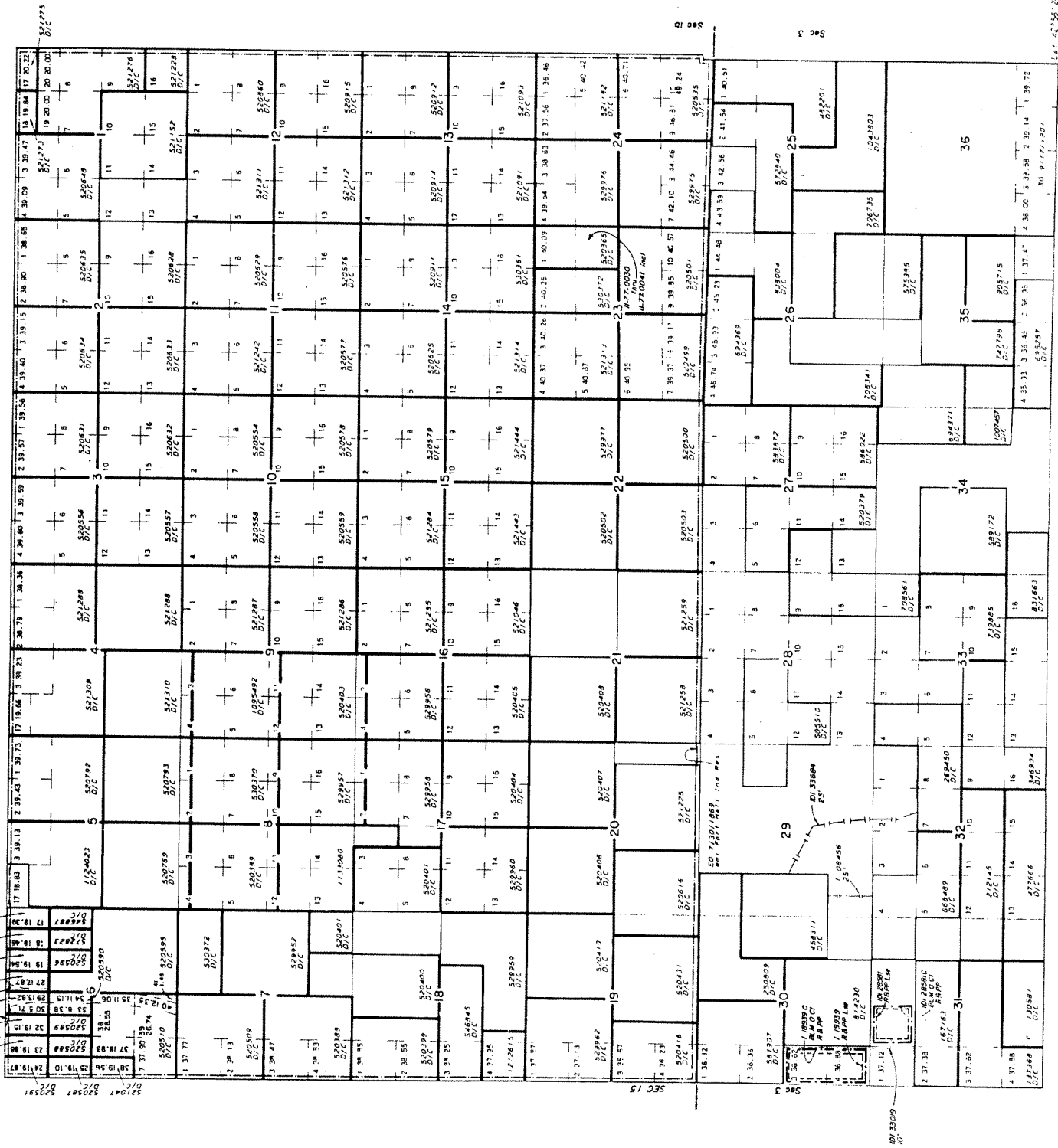
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FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO	CURRENT TO
	AFR 0

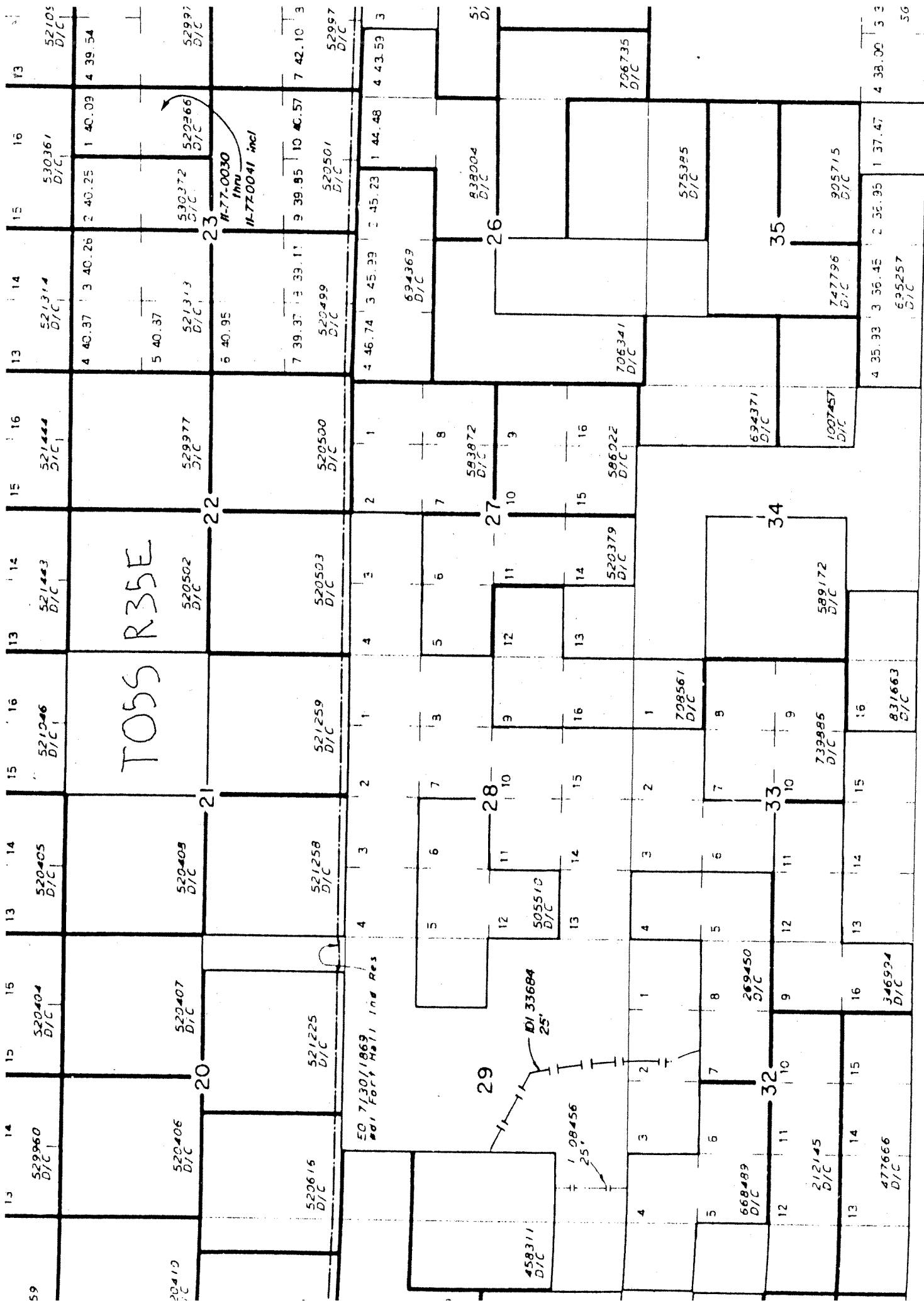
USE PLAT'S

Police Mar



NO-4 ALL IOPS UNLESS OTHERWISE NOTED CONTAIN 40 ACRES

SCAF in Charge



otherwise noted contain 40 Acres

SCALE in Chains

10	5	0	10	20	30	60

DECLASSIFICATION STATEMENT