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Names of Parties Filing Document:

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

THOMAS L. SANSONETTI
Assistant Attorney General
Environment and Natural Resources Division

LARRY A. BROWN
Attorney, U.S. Dept. of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, Idaho 83724
Ph.: (202) 305-0435 FAX: (202) 305-0274

**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 Numbers 55-10288B, 55-10289B,
	)	55-10290B, 55-10292B, 55-10293B,
	)	55-10295, 55-10296, 55-10297B,
Case No. 39576	)	55-10298, 55-10299B, 55-10300,
	)	55-10303B, and 55-13451
	)	
	)	UNITED STATES' NOTICE OF
	)	CHALLENGE

NOTICE

Pursuant to Administrative Order 1, 13.c., the United States of America, by and through the Objector United States Department of the Interior, Bureau of Land Management, hereby provides notice of challenge to the Special Master's Order on Motion to Alter or Amend,

Amended Special Master's Report and Recommendation, In Re SRBA, Case No. 39576, filed in the above-captioned subcases on April 15, 2004.

STATEMENT OF ISSUES

1. Whether the Special Master's findings of fact are clearly erroneous.
2. Whether the Special Master erred in holding that the claimant was entitled to a priority date earlier than September 23, 1976 in Subcases 55-10288B, 55-10289B, 55-10290B, 55-10292B, 55-10293B, 55-10295, 55-10296, 55-10297B, 55-10298, 55-10299B, and 55-10300.
3. Whether the Special Master erred in holding that the claimant was entitled to a priority date earlier than June 28, 1984 in Subcases 55-10303B and 55-13451.
4. Whether the Special Master erred in not deleting T07S, R06W, S35, SENE as a place of use and erred in establishing beginning and ending points of diversion in this place of use in Water Right 55-10288B.
5. Whether the Special Master erred in not deleting "Unnamed Streams" tributary to "Juniper Creek" as a source in Water Right 55-10289B.
6. Whether the Special Master erred in not amending the points of diversion in Water Right 55-10296.
7. Whether the Special Master erred in not deleting the source "Unnamed Stream" tributary to "Jordan Creek" and erred in not amending the points of diversion in Water Right 55-10297B.

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8. Whether the Special Master erred in not deleting T09S, R05W, S33, NWNW as a place of use, in not deleting T09S, R04W, S18, Lot 3 (SEWNSE) and T09S, R05W, S33, NWNW as points of diversion, and in not amending the source description to read "Unnamed Stream" tributary to "Corral Creek" in Water Right 55-10303B.

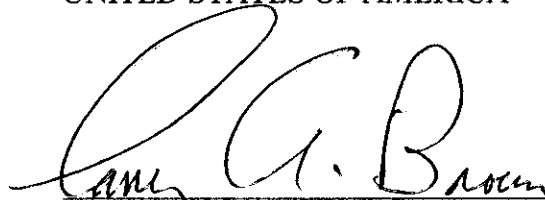
TRANSCRIPT REQUESTED

A trial transcript was prepared on March 22, 2001 and is part of the record in the above-captioned subcases.

DATED this 29th day of April, 2004.

Respectfully submitted,

UNITED STATES OF AMERICA

A handwritten signature in black ink, appearing to read "Larry A. Brown", is written over a horizontal line.

Larry A. Brown

Of Attorneys for the United States

CERTIFICATE OF SERVICE

I certify that on April 29, 2004, pursuant to Administrative Order 1, 3.h., I filed the foregoing by FAX with the Snake River Basin Adjudication Court, and that I served a true and correct copy of foregoing **UNITED STATES' NOTICE OF CHALLENGE; SUBCASES 55-10288B ET AL.** upon the following individuals by placing the document in the United States Mail in Washington D.C., postage paid, and addressed as follows:

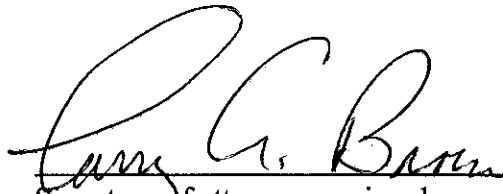
U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Mr. Roger D. Ling
Attorney at Law
Ling, Robinson, & Walker
P.O. Box 396
Rupert, ID 83350

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83720-0098

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

Mr. Michael J. Van Zandt
Ms. Elizabeth P. Ewens
Attorneys at Law
McQuaid, Metzler, Bedford & Van Zandt, LLP
221 Main Street, 16th Floor
San Francisco, CA 94105


Signature of attorney serving document