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UNITED STATES OF AMERICA

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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 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 (SENWSE) 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.

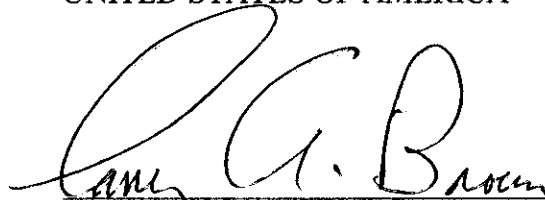
TRANSCRIPT REQUESTED

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:

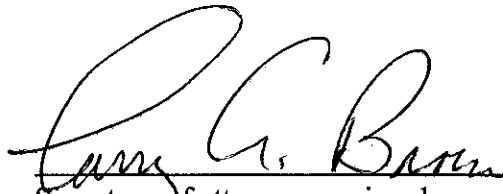
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