

**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 23-11303
(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

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

Name: Bureau of Land Management

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: _____
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 legal description reported in the Director's Report for this claim is inaccurate. The POU described as SWSE, S30, T02N, R43E should be described as Lot 9 (SWSE) and Lot 10 (SWSE).

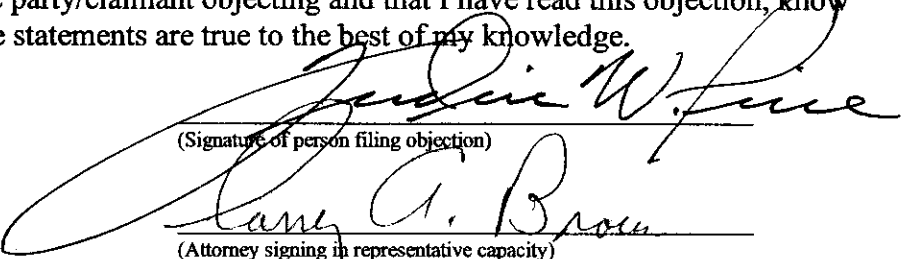
F.

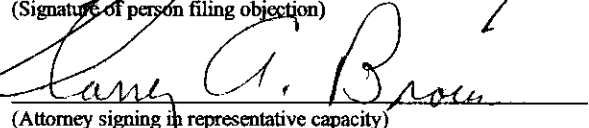
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

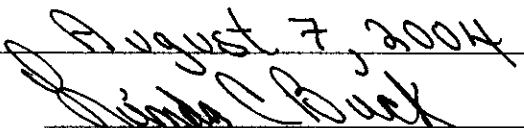
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)

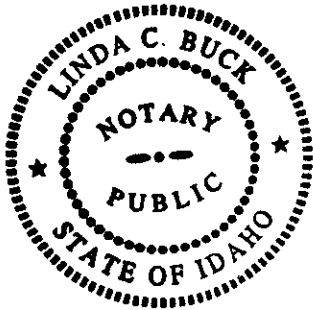
Subscribed and sworn to before me on: _____


Linda C. Buck

Notary Public in and for the State of Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005



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 Aug, 9, 2004, 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
Address: 1387 South Vinnell Way; Boise, ID 83709-1657
Name: Bureau of Land Management
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

06/10/2004

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

RIGHT NUMBER: 23-11303

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

POU misdescribed

-T02N R43E S30 SWSE
should be described as:
-T02N R43E S30 Lot 09 (SWSE)
-T02N R43E S30 Lot 11 (SWSE)

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.129 CFS
50.05 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.29 CFS. COMBINED RIGHT NOS.:
23-11285, 236-11287, 23-11303, 23-11293.

USE OF THIS RIGHT WITH RIGHT NO. 23-11293 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.19 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 50.05 AF.

PRIORITY DATE: 08/24/1955

POINT OF
DIVERSION: T02N R43E S31 NWSWNE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.129 CFS 50.05 AFY

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T02N R43E S30 <u>Lot 9 (SWSE)</u>	<u>5.7</u>	T02N R43E S31 Lot 2 SWNW	0.3
T02N R43E S31 NWSE	8.3	<u>T02N R43E S30 Lot 11 (SWSE)</u>	<u> </u>

14.3 ACRES TOTAL

06/10/2004

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

USE OF THIS RIGHT WITH RIGHT NO. 23-11293 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 14.3 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 14.3 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 23-11245 (23-02058).

BONNEVILLE COUNTY 019
1040 FALLS DISTRICT SEC 15

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

[illegible]

Q 11/17/1942 Open to Entry Subj to Sec 24 CPA
 per 5 CI 190 SO 11/3/1942
 Sec 24, 1942, Vol 10

100-0-6/12/1943 Open 10 Entry Subj 10 Sec 24 FPA
or 5 CI 190 30 11/5/1943

346 7: 601 1

306 20: 6013 1,4,3,6, 5HANG
306 27: 6013 1,3,4,5,6
306 33: 6013 1,2,3

WV 4711952 Green to Grey Subl to 545 24 19A.
541 190 30 11/20/1927

W O 272/1954 Open 10 Entry Subj 10 Sec 24 194
r 3 C1 190 50 11/5/1927

W O 3/10/1954 Open 10 Entry Sub/ 10 Sec 24 19A
r 3 Cl 190 50 11/5/1977

Sec 7: Lots 9, 12, E 150
Sec 18: Lots 6, 7, E 148

28615/11/5/1922
 Soc 17: HISE
 Soc 12: Lots 6, 7, HISE

012694 Oct 94 157 (let of Cong 7/23/1955)
 epiated 4/3/1962. All HP surface work by 4553.

0303 5/14/1963 Vol. Burns Creek Reel Project
surveyed islands in the Snake River within
Sec 6: NE1, ENE, NSE, SESE

SAC 17: NEISW, SEISW, SPASEL
SAC 10: NEISW, NEISEL
SAC 19: EISEL

Soc 29: M

Soc 30: M

Soc 32: M

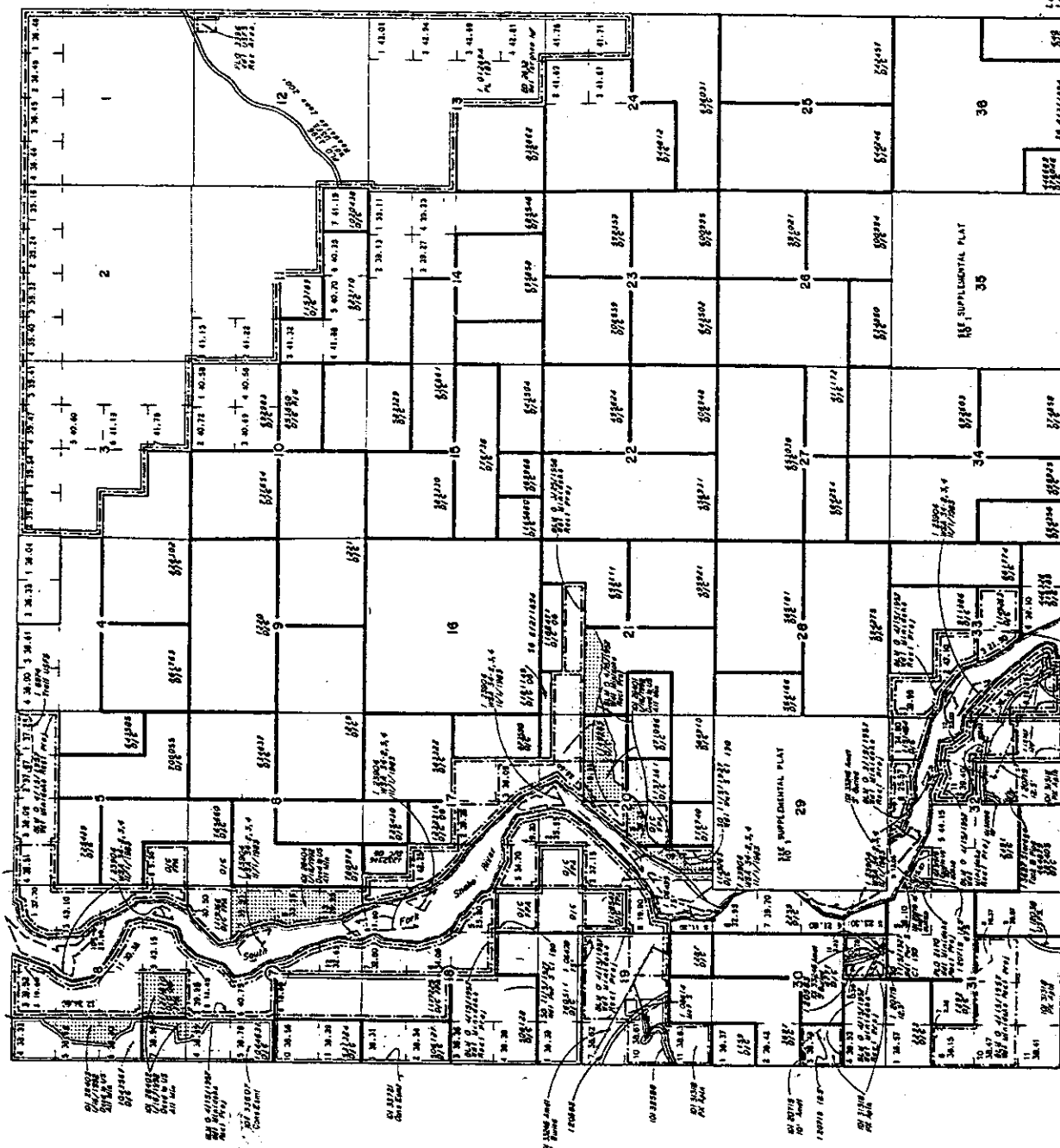
[illegible]

IDENTIFIED LANDS REFER TO INDEX OF
SCATTERED DOCUMENTS.

CURRENT TO	CURRENT TO
------------	------------

PLATE 19

RAWALS REPRESENT THE LAST
EFFECTIVE DATE. SEE
DATE OF THE ORIGINAL WITH-



TEACHING STATEMENT

This part is the Surveyor's Record of Title, and should be used only as a graphic display of the Township survey data. Records herein do not reflect like changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the coastal surveys for all other survey information.

ICALL in Chains

SCALE in Chains

0 10 20 30 40 50

THE NOTATION S_n ACTION TAKEN BY THE HISTORICAL DRAWAL ORDER.

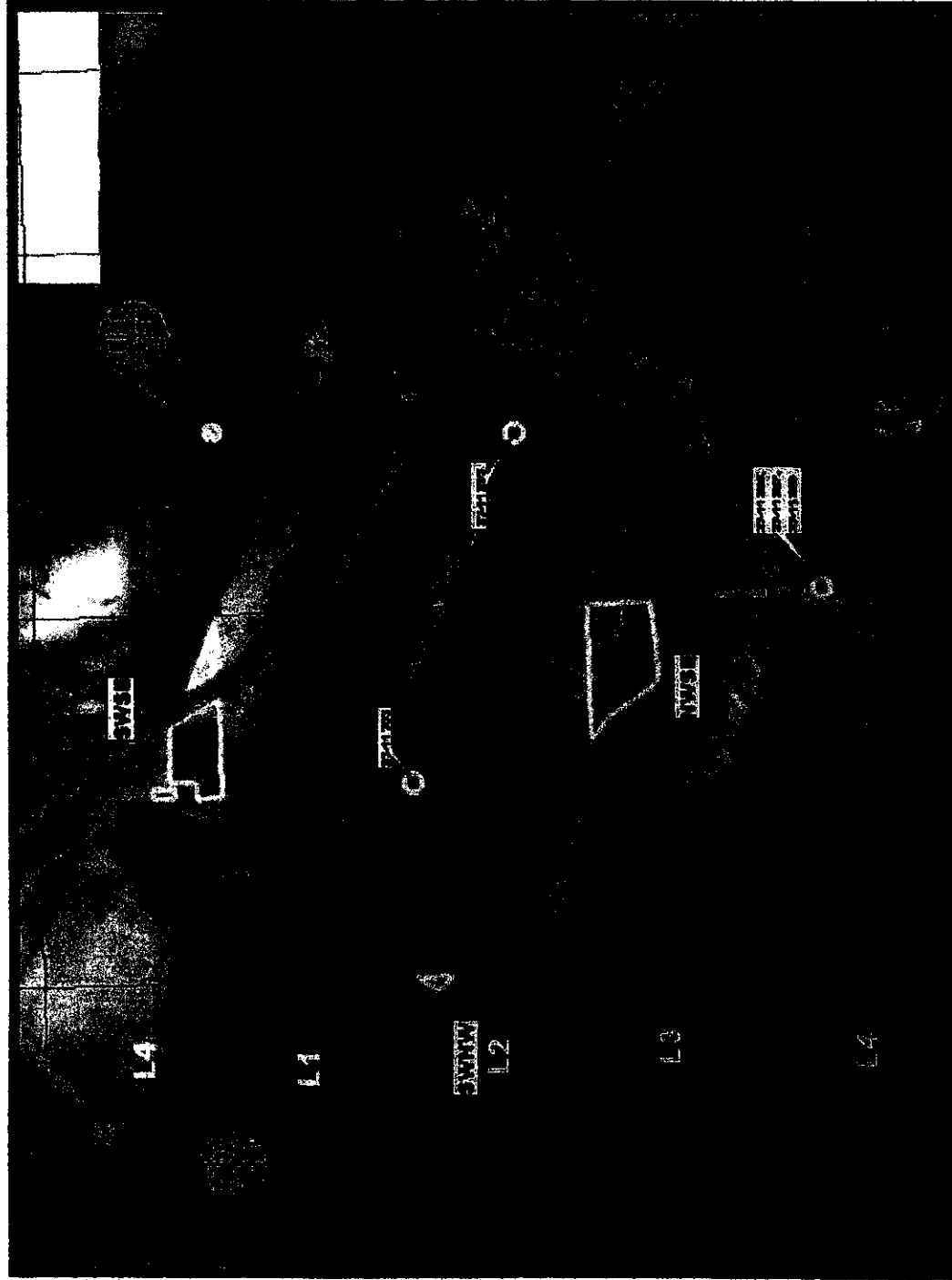
Boile Mer
T. 2N. 43E.
H. 43E.



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-11285,
23-11287,
23-11289,
23-11293,
23-11303

Place of Use: (parts of)

T2N, R43E
Secs. 30, 31

Point(s) of Diversion:

T2N, R43E
Sec. 31 NWSESE (surface),
NWSWNE, SESENE (wells)

LEGEND

- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter

OTS Place of Use Illustration
1987/1988 MAPS Photograph
Prepared by A. Rubery
Date February 2001