

RECEIVED

OCT 16 2002

Department of Water Resources

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 37-02740

(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: P & C Irrigation Assn., Inc.

Address: ;

Name: C/O James P Speck; Hogue, Speck & Aanestad

Address: PO Box 987; Ketchum, ID 83340

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 United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F.

VERIFICATION (Must be Completed)

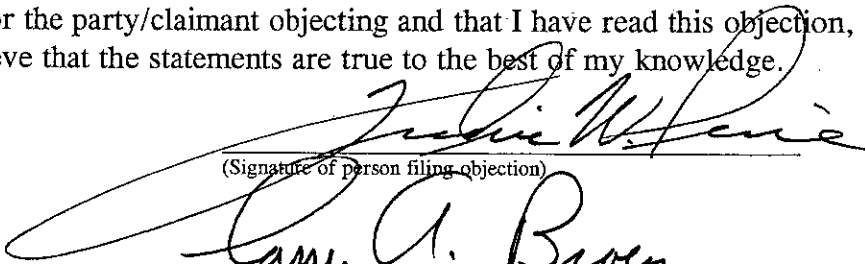
State of Idaho)

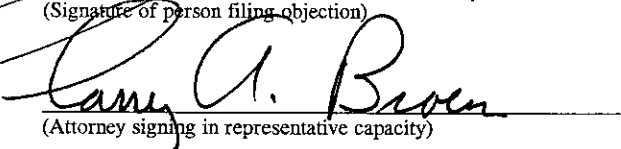
) ss.

County of Ada)

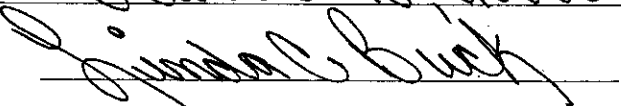
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

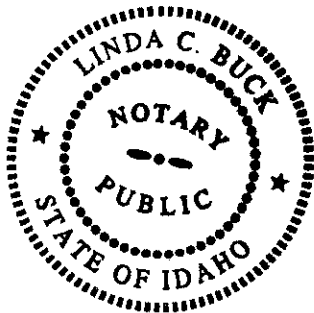
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

October 10 2002




Linda C. Buck

Notary Public for 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 10-11, 2002, 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: P & C Irrigation Assn., Inc.

Address: ;

Name: C/O James P Speck; Hogue, Speck & Aanestad

Address: PO Box 987; Ketchum, ID 83340

Name:

Address: ;

Name:

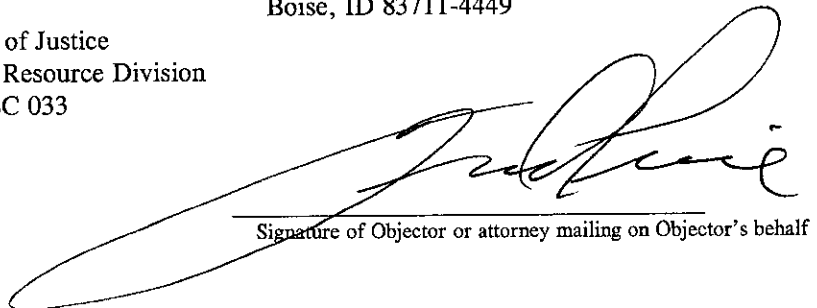
Address: ;

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

08/05/2002

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

RIGHT NUMBER: 37-2740

NAME AND ADDRESS: P & C IRRIGATION ASSN INC
C/O JAMES P SPECK
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

-UNAUTHORIZED USE

**-CLAIMANT IS NOT AUTHORIZED
TO FARM PUBLIC LANDS.**

-REMOVE THIS POU FROM THE CLAIM

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.060 CFS
1,155.00 AFY

PRIORITY DATE: 07/11/1966

POINT OF
DIVERSION: T01S R22E S4 SENESW Within BLAINE County
T01S R22E S16 NWNWSW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 11/01

QUANTITY
4.060 CFS
1,155.00 AFY

THE OBJECTION ALSO SEEKS TO BRING TO THE CLAIMANT'S ATTENTION THE PROPER
DESCRIPTIONS FOR THE POU_s LISTED BELOW (i.e. POU_s SHOULD INCLUDE A "LOT"
DESCRIPTION):

T01S R22E S21 LOT 1(NENE)
T01S R22E S22 LOT 2(NWNW)

08/05/2002

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

PLACE OF USE:

IRRIGATION Within BLAINE County

T01N R22E S32	NESW ~~5.0~~ 2.0	T01N R22E S32	SESW ✓	10.0
T01N R22E S32	NESE ✓	26.0	T01N R22E S32	NWSE ✓
T01N R22E S32	SWSE ✓	35.0	T01N R22E S32	SESE ✓
T01N R22E S33	NESW ✓	6.0	T01N R22E S33	NWSW ✓
T01N R22E S33	SWSW ✓	40.0	T01N R22E S33	SESW ✓
T01N R22E S33	SWSE ✓	17.0	T01N R22E S33	SESE ✓
T01S R22E S03 Lot 4	NWSW ✓	24.0	T01S R22E S03	SWSW ✓
T01S R22E S04 Lot 3	NESW ✓	33.0	T01S R22E S04 Lot 4	NWSW ✓
T01S R22E S04	SWSW ✓	33.0	T01S R22E S04	SESW ✓
T01S R22E S04 Lot 1	NESE ✓	43.0	T01S R22E S04 Lot 2	NWSE ✓
T01S R22E S04	SWSE ✓	30.0	T01S R22E S04	SESE ✓
T01S R22E S05 Lot 1	NESE ✓	43.0	T01S R22E S05 Lot 2	NWSE ✓
T01S R22E S05	SWSE ✓	33.0	T01S R22E S05	SESE ✓
T01S R22E S09	SWSE ✓	38.5	T01S R22E S09	SESE ✓
T01S R22E S15	SWSW ✓	37.0	T01S R22E S15	SESW ✓
T01S R22E S16	NESW ✓	39.0	T01S R22E S16	NWSW ✓
T01S R22E S16	SWSW ✓	30.5	T01S R22E S16	SESW ✓
T01S R22E S16	NESE ✓	39.0	T01S R22E S16	SESE ✓
T01S R22E S17	NESE ✓	31.5	T01S R22E S17	SESE ✓
T01S R22E S21 lot 1 (NENE)	✓	8.5	T01S R22E S22 lot 2 (NWNW)	✓
				3.5

1158 ACRES TOTAL

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 330 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

PURSUANT TO APPROVED TRANSFER NO. 4213:
1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE
FOR THE LANDS ABOVE.
2. THE RIGHT HOLDER SHALL INSTALL A TOTALIZING MEASURING DEVICE
ACCEPTABLE TO THE DEPARTMENT AT ALL AUTHORIZED POINTS OF
DIVERSION WHICH WILL ALLOW DETERMINATION OF THE TOTAL RATE OF
DIVERSION AND TOTAL DIVERSION VOLUME.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM CAREY VALLEY
RESERVOIR CO.

TOWNSHIP 1 NORTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

BLAINE COUNTY 013
SHOSHONE DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT



INDEX TO SEGREGATED TRACTS			
TRACT NO.	T	R	SEC.
1	1	1	1
2	1	1	2
3	1	1	3
4	1	1	4
5	1	1	5
6	1	1	6
7	1	1	7
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32	1	1	32
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34	1	1	34
35	1	1	35
36	1	1	36

1 00864 Det. Pl. 467 (Act. of Cong. 7/23/1953)
completion 6/13/1962. All PD in this plat is

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

CURRENT TO		CURRENT TO	
JUN 3 1968		JUN 3 1968	
USE PLATS:		USE PLATS:	

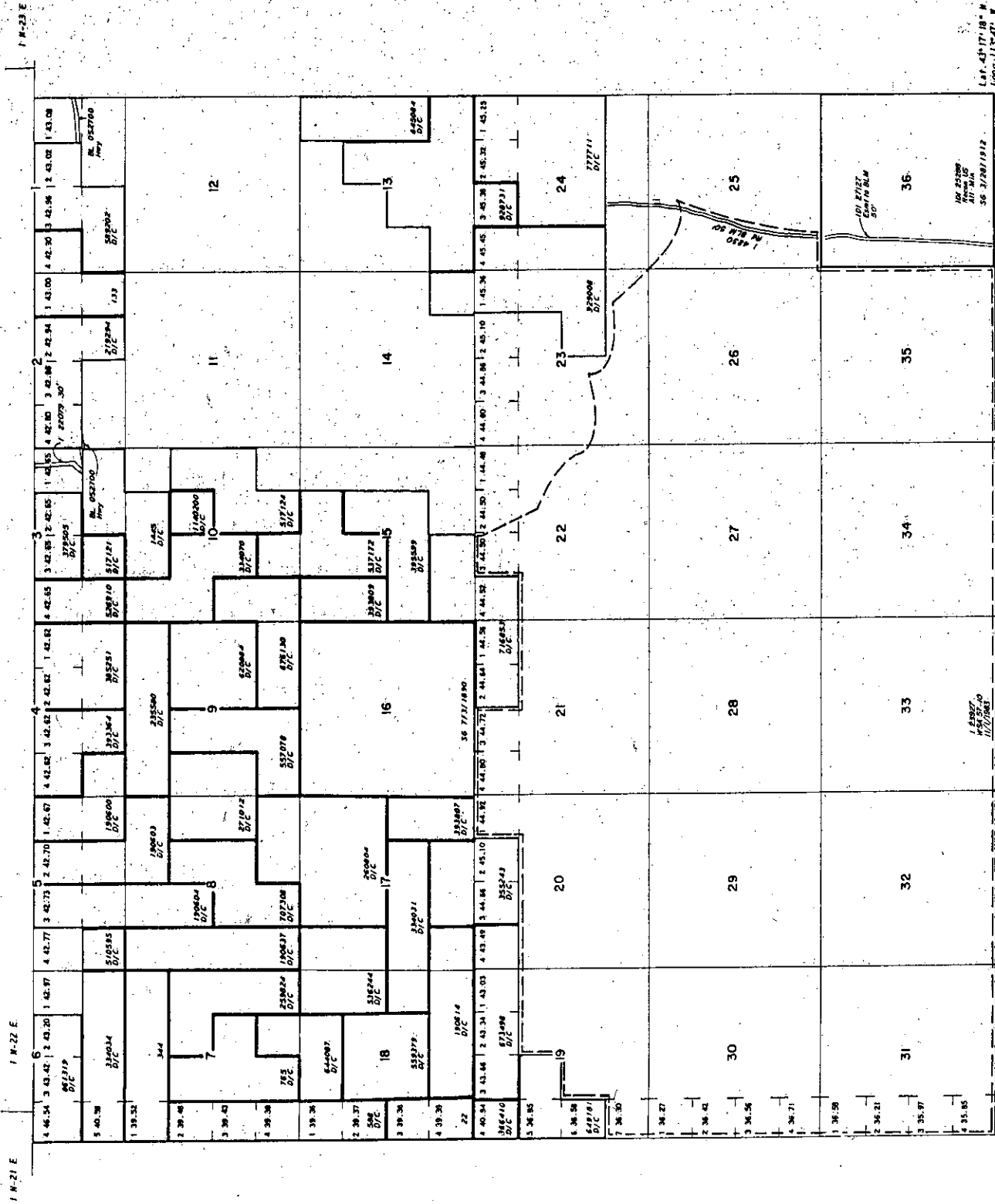
TOWNSHIP 1 SOUTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

BLAINE COUNTY 013
SHOSHONE DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

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TRACT NO.	T.	R.	SEC.
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5	1	22	5
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33	1	22	33
34	1	22	34
35	1	22	35
36	1	22	36



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

CURRENT TO	DATE
CURRENT TO	DATE

USE PLATS

Lat. 43° 17' 18" N
Long. 113° 47' W

37- 02740

