

RECEIVED
JUN 24 2005
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 65-22745
(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: A L Cattle, Inc.
Address: P.O. Box 608; Emmett, Idaho 83617

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: See attached.
4. ☒ **Priority Date**
Should be: See attached.
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 priority date recommended is not in accord with the settlement filed with the court on 08-29-02 that defined the priority for this claim should be 06-27-1934 for POUs on BLM land. The combined use remark under the quantity element refers to BLM claims that do not overlap with this claim. The reference to non-overlapping BLM water right numbers should be removed.

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.

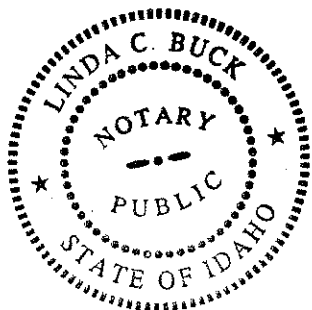
Fredric W. Price
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

June 20, 2005

Linda C. Buck
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 June 23, 2005, 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: A L Cattle, Inc.
Address: P.O. Box 608; Emmett, Idaho 83617

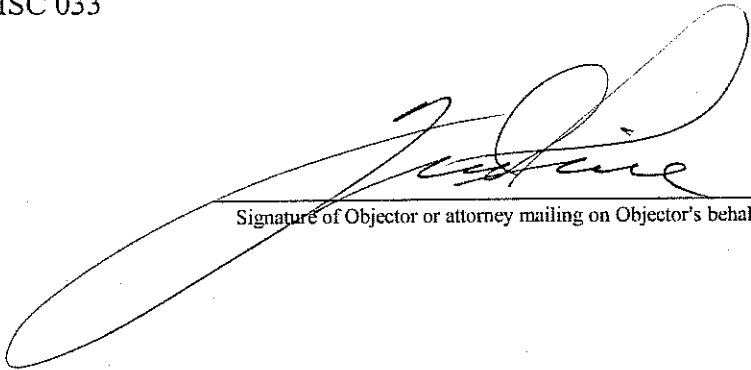
Travis L. Thompson
Barker, Rosholt & Simpson, LLP
113 Main Ave. W., Ste. 303
Twin Falls, Idaho 83301

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

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

RIGHT NUMBER: 65-22745
NAME AND ADDRESS: A L CATTLE INC
PO BOX 608
EMMETT ID 83617

-BLM claims 65-19901, 65-19907, 65-19930, and 65-19931 do not overlap with this claim. Claims 65-22742, 65-22743 and 65-22744 need to be added to remark under quantity.

SOURCE: BIG WILLOW CREEK

TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.020 CFS

The quantity of water under this right when combined with ~~65-19901~~, 65-19905, ~~65-19907~~, ~~65-19930~~, 65-22742, 65-22743, and ~~65-19931~~ 65-22744 shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/25/1906 *should be 06-27-1934 for Pools on BLM LAND.*

POINT OF
DIVERSION:

T08N R02W S1
T10N R01W S13

SWSWNW
NWNWSW

Within GEM County
End of Stream Flow
Begin of Stream Flow

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01/01 12/31

QUANTITY
0.020 CFS

PLACE OF USE:

STOCKWATER

Within GEM County

T08N	R01W	S06	NWNE BLM
T08N	R01W	S06	SWNE BLM
T08N	R01W	S06	SWNW
T08N	R01W	S06	SENW
T08N	R01W	S06	NESW
T08N	R01W	S06	NWSW
T08N	R02W	S01	SWNE
T08N	R02W	S01	SENE
T08N	R02W	S01	SWNW
T08N	R02W	S01	SENW
T08N	R02W	S01	NESW
T09N	R01W	S01	NWNW
T09N	R01W	S01	SWNW
T09N	R01W	S01	NWSW
T09N	R01W	S01	SWSW BLM
T09N	R01W	S02	SESE
T09N	R01W	S11	NENE
T09N	R01W	S11	SENE
T09N	R01W	S11	NESE
T09N	R01W	S11	NWSE
T09N	R01W	S11	SWSE
T09N	R01W	S14	NWNE
T09N	R01W	S14	NENW
T09N	R01W	S14	SWNW BLM
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T09N	R01W	S14	NWSW
T09N	R01W	S14	SWSW

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T09N	R01W	S28	NWNE	
T09N	R01W	S32	SENW	
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T10N	R01W	S25	NWNW	} BLM
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T10N	R01W	S36	SWSW	

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 operation, use, and administration of this water right is also subject to the terms and conditions of the Stipulation and Joint Motion for Order Approving Stipulation entered into on August 29, 2002 between the United States of America and Western Stockgrowers Association, et al.; the provisions of such Stipulation to apply fully to this water right.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

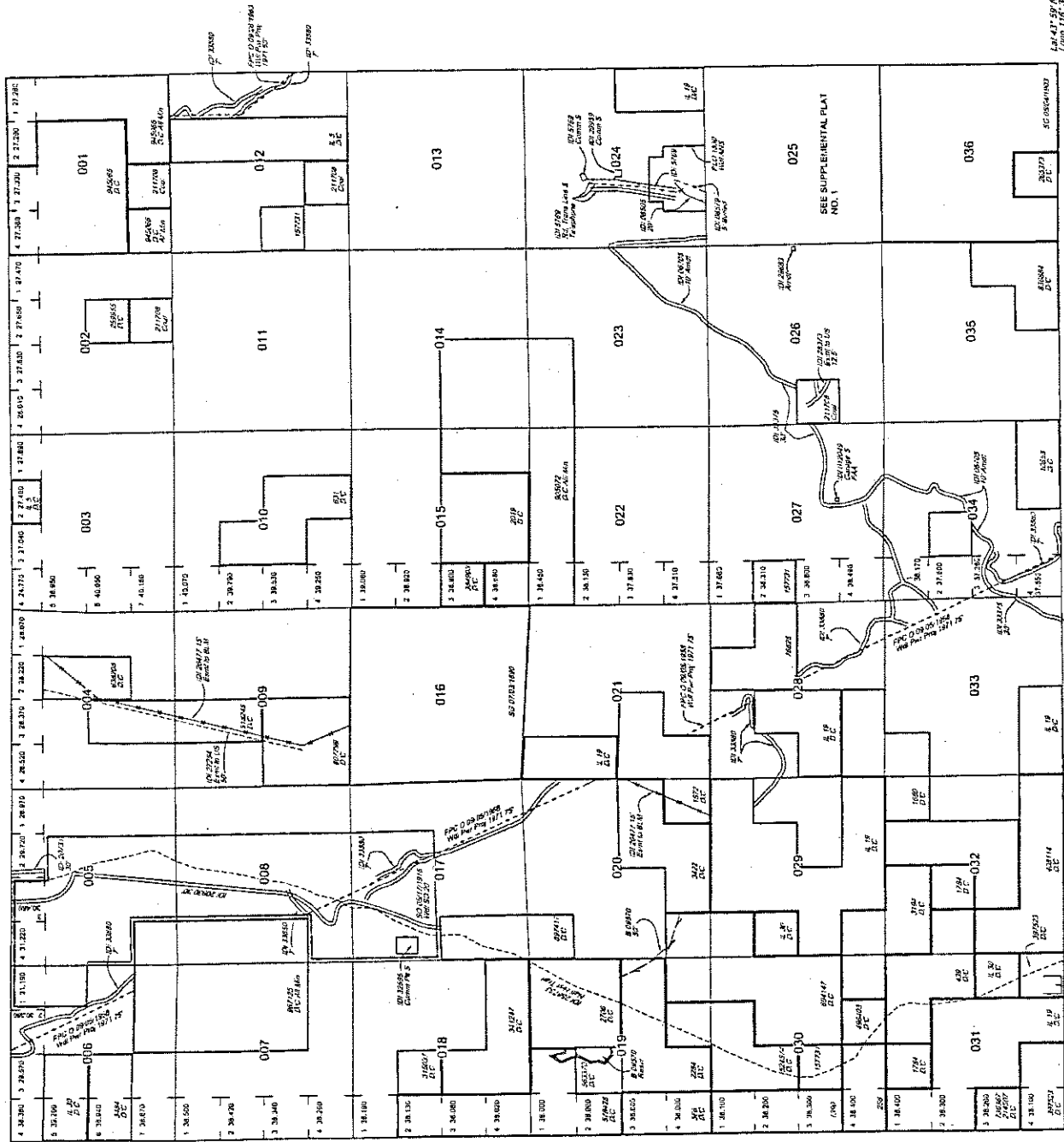
**-Remove reference of appropriate BLM claims in the remark under quantity.
Add appropriate claims in the remark under quantity.**

TOWNSHIP 8 NORTH RANGE 1 WEST OF THE BOISE MERIDIAN, IDAHO

GEM COUNTY 045
BOISE DISTRICT SEC. 7

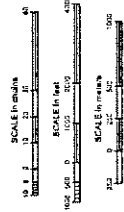
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT



DISCLAIMER:
This is not a graphic display of the Bureau of Land Management's (BLM) Record of Title and Surveying Survey Data. Records are based on the best available information and may not reflect the actual location of the land or mineral interests. The BLM does not warrant the accuracy or completeness of the information shown on this map. The BLM is not responsible for any errors or omissions on this map. The BLM is not responsible for any damages or losses resulting from the use of this map. The BLM is not responsible for any claims or liabilities resulting from the use of this map. The BLM is not responsible for any claims or liabilities resulting from the use of this map.

NORTH



U.S. Bureau of Land Management, Idaho State Office
330 N. Nevada, Boise, Idaho 83725
(208) 373-4000

INDEX TO SEGREGATED TRACTS		
RESURVEYED	ORIGINAL NUMBER	SUBDIVISION
TRACT NO.	1	A
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	23	W
	24	X
	25	Y
	26	Z

MT 248731, NAD 1983
Physical information this data not available
Public Records

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNREGISTERED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

FILE REF.	100-100-100-100-100
COORDINATED REF.	24-24-24-24-24
LAST UPDATED	03/08/2005
LAST VERIFIED	03/08/2005
FORWARDED TO PUBLIC RECORDS	03/08/2005
PUBLIC LAND SURVEY SYSTEM PLAT	03/08/2005
BLM ACQUISITION	03/08/2005
PHYSICAL COORDINATE SYSTEM	UTM 20N E 11N AND 10S
NOTES	

USE PLATE:
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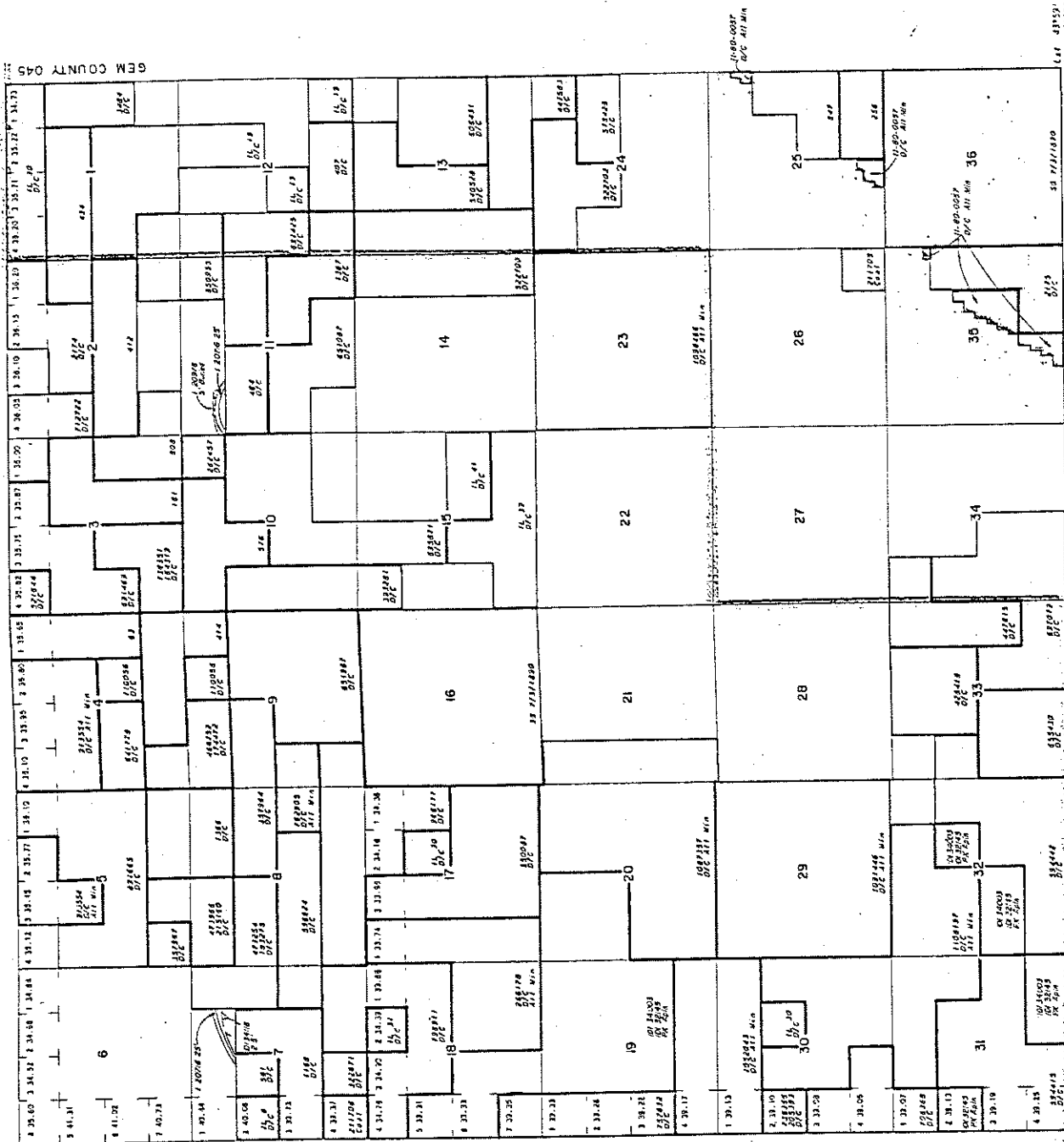
STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

£ 275 12181510 35109

PAYETTE COUNTY 075

MT PLAT

INDEX TO SEGREGATED TRACTS			ORIGINAL BUNKY SUBDIVISION	
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FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
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WARNING STATEMENT

WARNING STATEMENT

This plot is the Bureau's Record of Fictile and should be used only as a graphic display of the tracking history data. Records are not to be used as evidence. Records may have been

THIS NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE INFORMATIONAL HISTORY FOR THE DATE OF THE ORIGINAL WITHDRAWAL.

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1035 DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

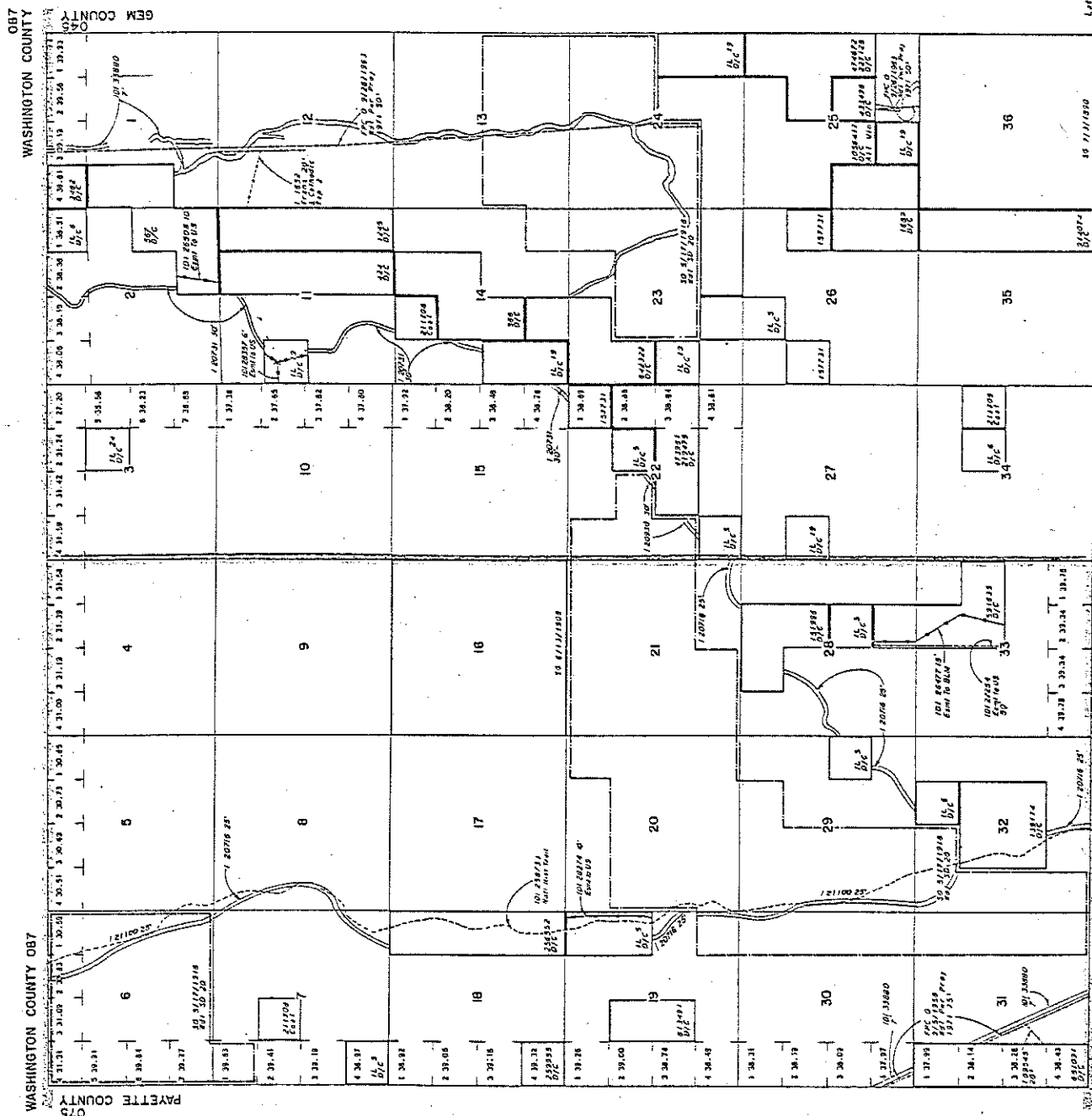
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DOI-258793 Non-Hot Trail
Historical information
public access

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

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WARNING STATEMENT

This plot is the Hurov's record of file, and should be used only as a graphic display of the township survey data. Records herein do not reflect title changes which may have been effected by lateral movement of clients or other factors of nature.

WASHINGTON COUNTY 087
BOISE DISTRICT SEC 3STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

DOI-25973J Nali Hill Trail
Historical information only, does not denote
public access

WDI 34639 SX WD 10 BLN OE on 11/22/2004
Sec 18. All

[illegible][illegible]

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Figure 1. The proposed model for the development of the *Phragmites* wetland.

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[illegible][illegible]

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1. The first part of the paper is devoted to the study of the asymptotic behavior of the solutions of the system (1) as $t \rightarrow \infty$. It is shown that the solutions of the system (1) are bounded and tend to zero as $t \rightarrow \infty$ if and only if the matrix A is Hurwitz. The second part of the paper is devoted to the study of the asymptotic behavior of the solutions of the system (1) as $t \rightarrow \infty$ if the matrix A is not Hurwitz. It is shown that the solutions of the system (1) are bounded and tend to zero as $t \rightarrow \infty$ if and only if the matrix A is not Hurwitz and the matrix B is of rank n . The third part of the paper is devoted to the study of the asymptotic behavior of the solutions of the system (1) as $t \rightarrow \infty$ if the matrix A is not Hurwitz and the matrix B is not of rank n . It is shown that the solutions of the system (1) are bounded and tend to zero as $t \rightarrow \infty$ if and only if the matrix A is not Hurwitz and the matrix B is not of rank n and the matrix C is of rank n .

Journal of Management Education 36(7) 809-824

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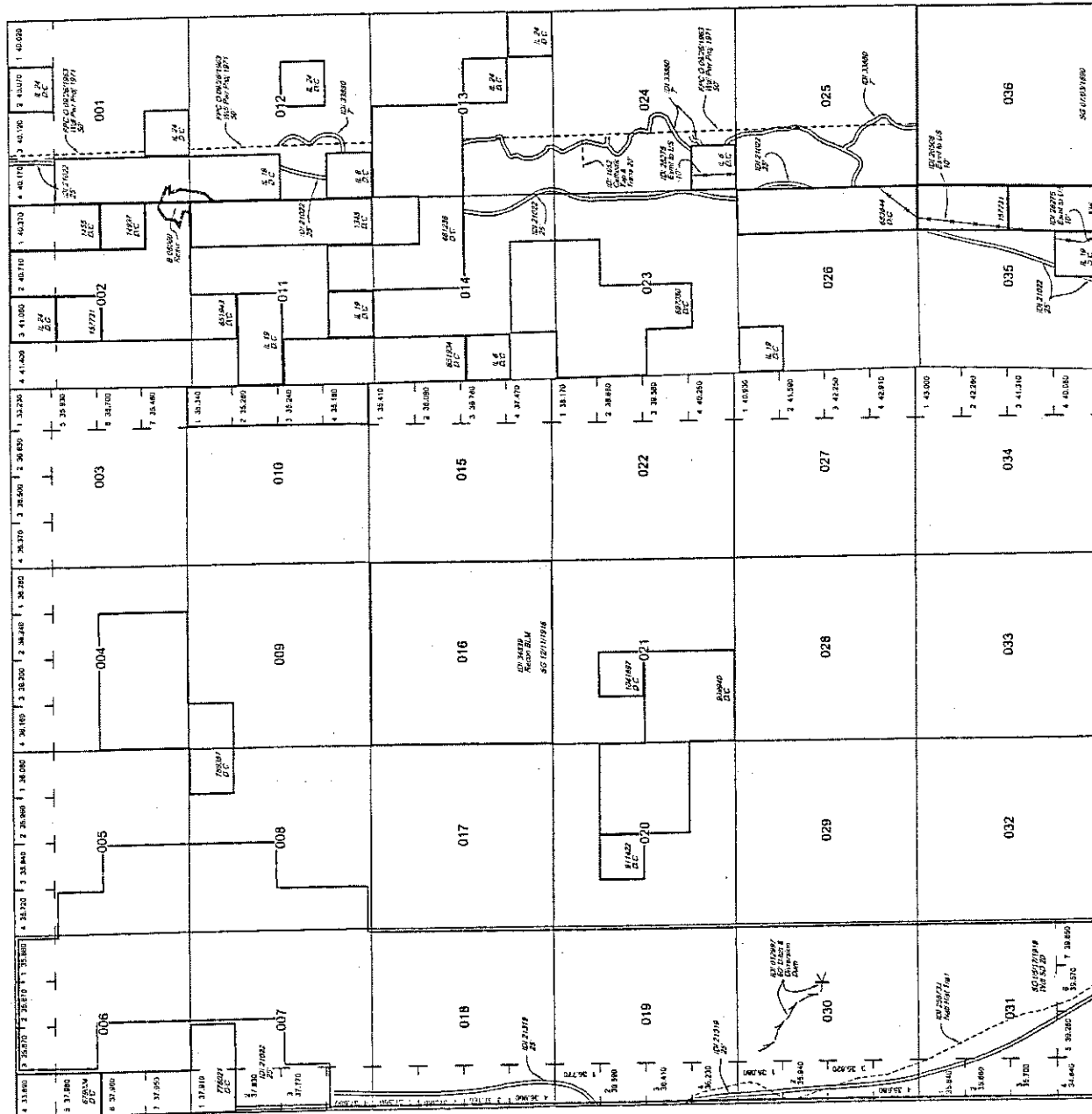
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|---|------------|
| BUSINESS ACQUIRED: | 03-10-2005 |
| USFS OFF ACQUIRED: | N/A |
| PROJECTED COINCIDENT SYSTEM: UTM ZONE 18W | |

NOTES:

USE PLATB;



43.51.42.911 0107
N-62.60.88-18

DECLARATION

This plot is only a graphic display of the Bureau of Land Management's (BLM) Records of Title and Township survey data. Records herein do not reflect title boundaries which may have been affected by lateral movements of river or other bodies of water. Refer to cadastral surveys for

the nation, almost on a worldwide basis. The data are not for the entire nation, but they are for the entire state. See the Statistical Index for the date of original publication entry.



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