

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 65-22735  
(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:
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:
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 combined use remark under the quantity element refers to a BLM claim that does not overlap with this claim. The reference to a BLM water right number 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.

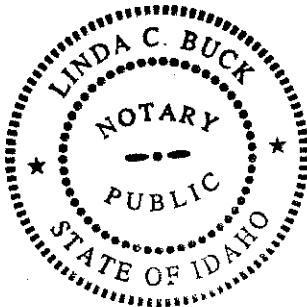
*Fredric W. Price*  
(Signature of person filing objection)

\_\_\_\_\_  
(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

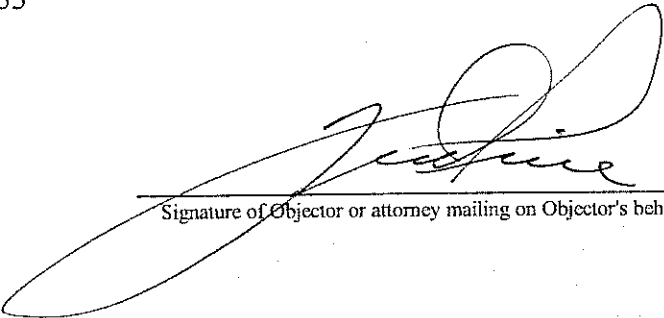
Travis L. Thompson  
Barker, Rosholt & Simpson, LLP  
113 Main Ave. W., Ste. 303  
Twin Falls, Idaho 83301

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: 65-22735  
NAME AND ADDRESS: A L CATTLE INC  
PO BOX 608  
EMMETT ID 83617

-BLM claim 65-19803  
does not overlap with  
this claim.

SOURCE: SULPHUR GULCH CREEK

TRIBUTARY: BIG WILLOW CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right when combined with  
65-1981 and ~~65-19803~~ shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/25/1897

POINT OF  
DIVERSION:

T09N R02W S36  
T09N R02W S36

NWSWSW ✓  
SWSWSW ✓

Within PAYETTE County  
Begin of Stream Flow  
End 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  
T09N R02W S36

SWSW ✓

Within PAYETTE County

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.

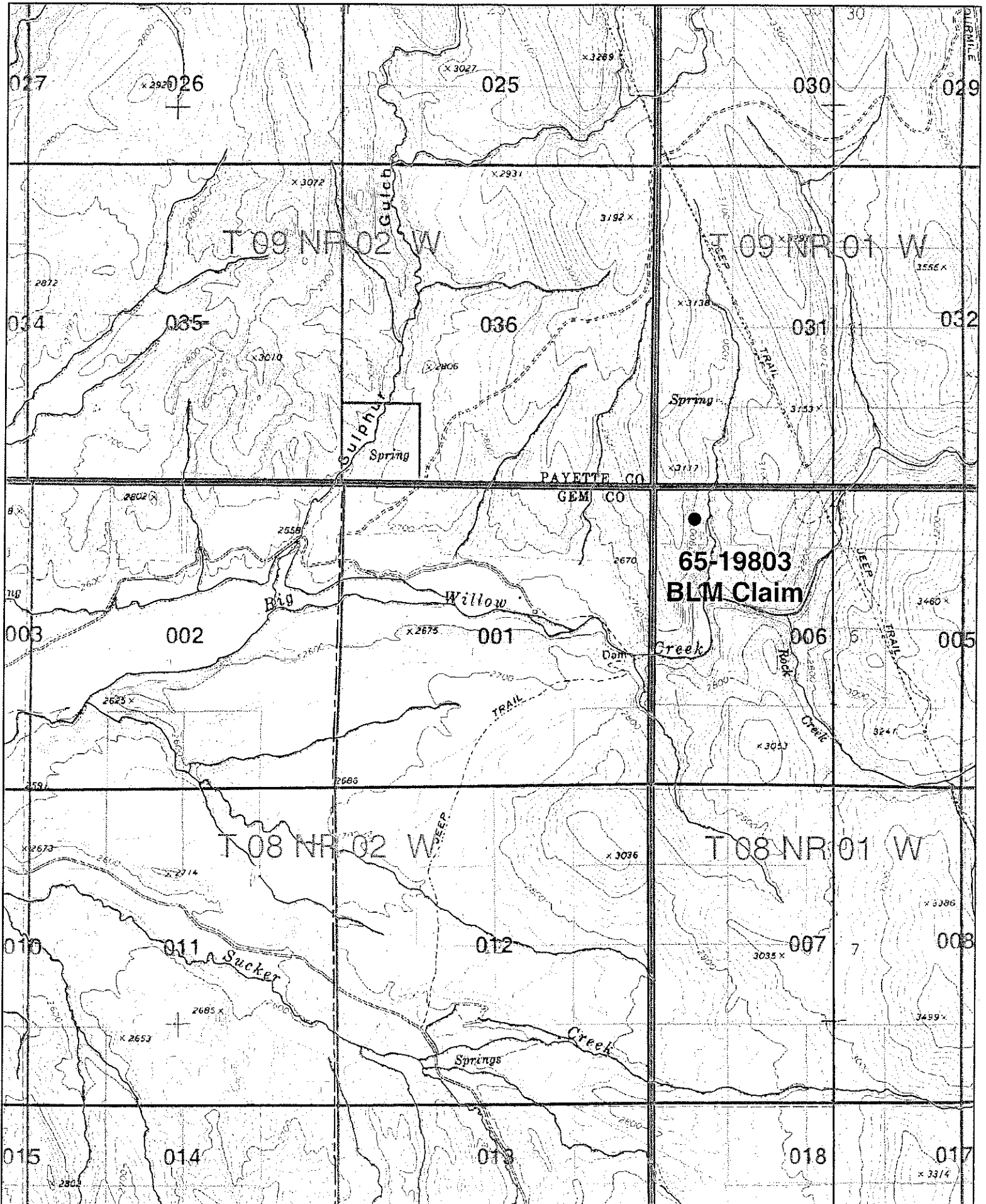
The operation, use, and administration of this water right is also subject to the terms and conditions of the Stipulation and Joint Motion for Order Approving Stipulation entered into on August 29, 2002 between the United States of America and Western Stockgrowers Association, et al.; the provisions 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 to BLM's claim in the remark under quantity.

# 65-22735 AL Cattle

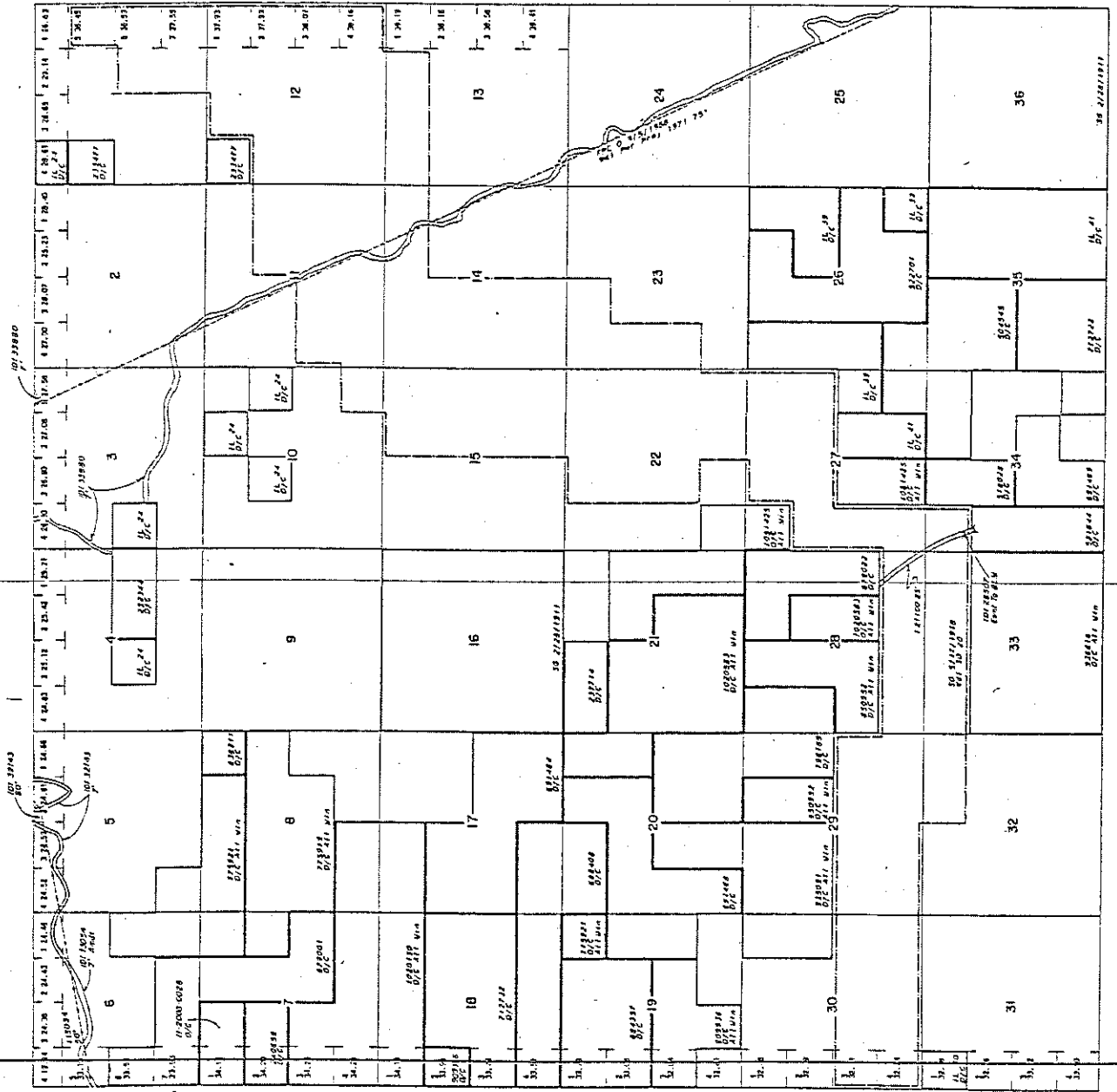


# TOWNSHIP 9 NORTH RANGE 2 WEST OF THE BOISE MERIDIAN, IDAHO

PAYETTE COUNTY 075  
BOISE DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN  
LAND AND MINERAL TITLES

## MT PLAT



| INDEX TO SEGREGATED TRACTS |    |    |      |
|----------------------------|----|----|------|
| TRACT NO.                  | T. | R. | SEC. |
| 1                          | 9  | 2  | 1    |
| 2                          | 9  | 2  | 2    |
| 3                          | 9  | 2  | 3    |
| 4                          | 9  | 2  | 4    |
| 5                          | 9  | 2  | 5    |
| 6                          | 9  | 2  | 6    |
| 7                          | 9  | 2  | 7    |
| 8                          | 9  | 2  | 8    |
| 9                          | 9  | 2  | 9    |
| 10                         | 9  | 2  | 10   |
| 11                         | 9  | 2  | 11   |
| 12                         | 9  | 2  | 12   |
| 13                         | 9  | 2  | 13   |
| 14                         | 9  | 2  | 14   |
| 15                         | 9  | 2  | 15   |
| 16                         | 9  | 2  | 16   |
| 17                         | 9  | 2  | 17   |
| 18                         | 9  | 2  | 18   |
| 19                         | 9  | 2  | 19   |
| 20                         | 9  | 2  | 20   |
| 21                         | 9  | 2  | 21   |
| 22                         | 9  | 2  | 22   |
| 23                         | 9  | 2  | 23   |
| 24                         | 9  | 2  | 24   |
| 25                         | 9  | 2  | 25   |
| 26                         | 9  | 2  | 26   |
| 27                         | 9  | 2  | 27   |
| 28                         | 9  | 2  | 28   |
| 29                         | 9  | 2  | 29   |
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| 31                         | 9  | 2  | 31   |
| 32                         | 9  | 2  | 32   |
| 33                         | 9  | 2  | 33   |
| 34                         | 9  | 2  | 34   |
| 35                         | 9  | 2  | 35   |
| 36                         | 9  | 2  | 36   |

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

CURRENT TO  
MAR 9 2011

100-460412W  
100-100-310-2-1

WARNING STATEMENT  
This plat is the property of the Bureau of Land Management and should be used only for the purpose for which it was issued. It is not to be used for any other purpose and its use for any other purpose is prohibited.

SCALE IN CHAINS  
0 10 20 30 40

8-10-10  
T 9N  
R 2W