

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 74-11549
(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

NO CLAIMANT LISTED
HOWEVER THE CLAIM WAS FILED BY BLM.

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

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: as claimed : U.S.D.I, BLM
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: _____
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 name/address element is incorrect as recommended in the Director's Report. The name/address is omitted (is blank) in the recommendation. The claim was filed by BLM, therefore the name/address should recommend BLM as the claimant. See attached.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

FREDRIC W. PRICE

(Name of person filing objection)

, duly sworn, upon oath, deposes and says:

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.

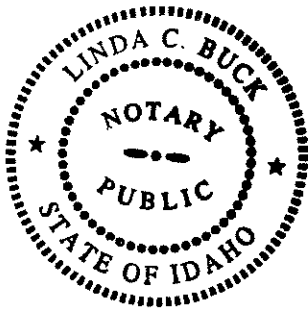
Fredric W. Price
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

February 2, 2006

Linda C. Buck



Notary Public for State of Idaho
Residing at: Mountain Home, ID
My Commission Expires: 12-21-2012

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 2/2, 2006, 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:

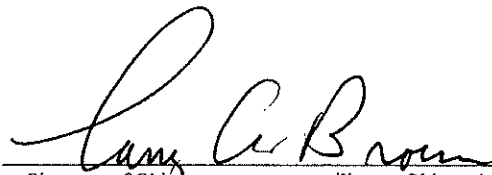
United States of America, Acting through
U.S.D.I., Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

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

01/19/2006

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

RIGHT NUMBER: 74-11549

NAME AND ADDRESS: omitted

SOURCE: SPRING

TRIBUTARY: YEARIAN CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/28/1934

* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.*
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 107.

POINT OF

DIVERSION: T18N R25E S18 NWSNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County

T18N R25E S18

SENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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 - Beneficial Use

BLM ID# 7404680271

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

RIGHT NUMBER: 74-11549

NAME AND ADDRESS: UNITED STATES OF AMERICA, ACTING THROUGH
U.S.D.I., BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 SOUTH VINNELL WAY
BOISE, IDAHO 83709-1657

} should be:

SOURCE: SPRING TRIBUTARY: YEARIAN CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed
13,000 gallons per day.

PRIORITY DATE: 06/28/1934

* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.*
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH AN
APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE ORDER
SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER RESERVE 107.

POINT OF
DIVERSION: T18N R25E S18 NWSENW Within LEMHI County

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:	STOCKWATER	Within LEMHI County
	T18N R25E S18 SENW	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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 - Beneficial Use
BLM ID# 7404680271

74-11549

BLM Claim
as filed with IDWR

d.c. 4p
2/23/05

☐ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

REIN

AMENDED NOTICE of CLAIM for
Water Right number:

Case No. 39576

7411549 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Sig: StFed:

7404680271

J

X

Other Right and date:

WATER FEDERALLY
RESERVED, SEE
REMARKS

4/17/1926

SOURCE:

Source	Tributary
SPRING	YEARIAN CREEK

QUANTITY:

0.02 CFS or VOLUME: Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

06/28/1934

Diversion Means: UNDEVELOPED SPRING

REMARKS:

Also reserved pursuant to Federal law
This Water Right is claimed based on Federal Law with an April 17, 1926 date of priority pursuant
to an executive order signed the same date and known as Public Water Reserve 107.

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
18N	25E	18	NW	SE	NW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101 1231	0.02		

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 30-Aug-04

OTHER PROVISIONS NECESSARY FOR DEFINITION or ADMINISTRATION OF THIS WATER RIGHT:

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

PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	18N	25E	18	SE	NW		59	LEMHI

RECEIVED

SEP - 3 2004

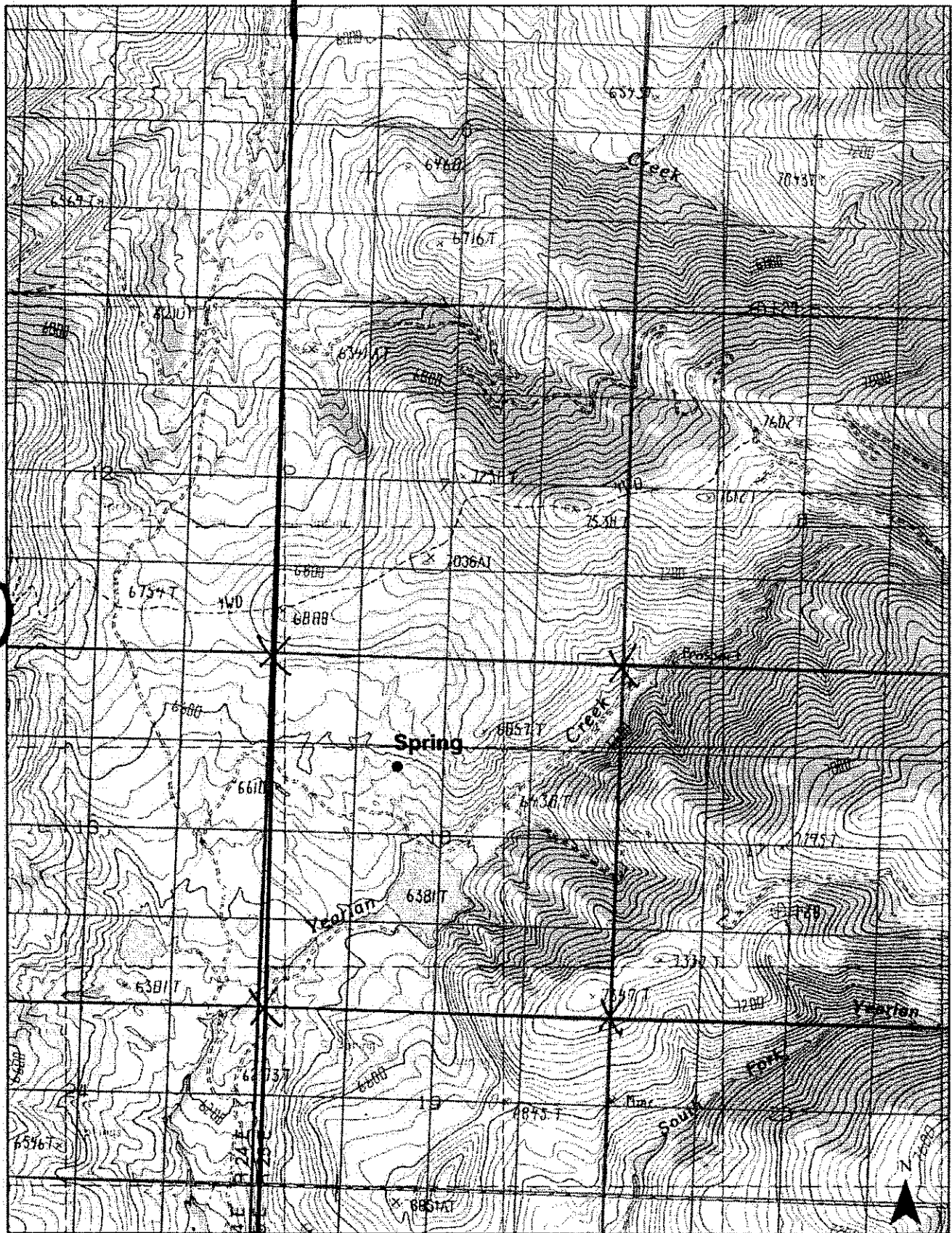
gps 7/27/04

R24E

R25E

74-11549 7404680271

T18N



No warranty is made by the Bureau of Land Management (BLM) for use of this data for purposes not intended by the BLM

1:24,000

7/28/2004

T18N R25E

8

17

20

7

19

18

512273
D/C

1005994
D/C

1 19537
Recon 10
US
622873
D/C

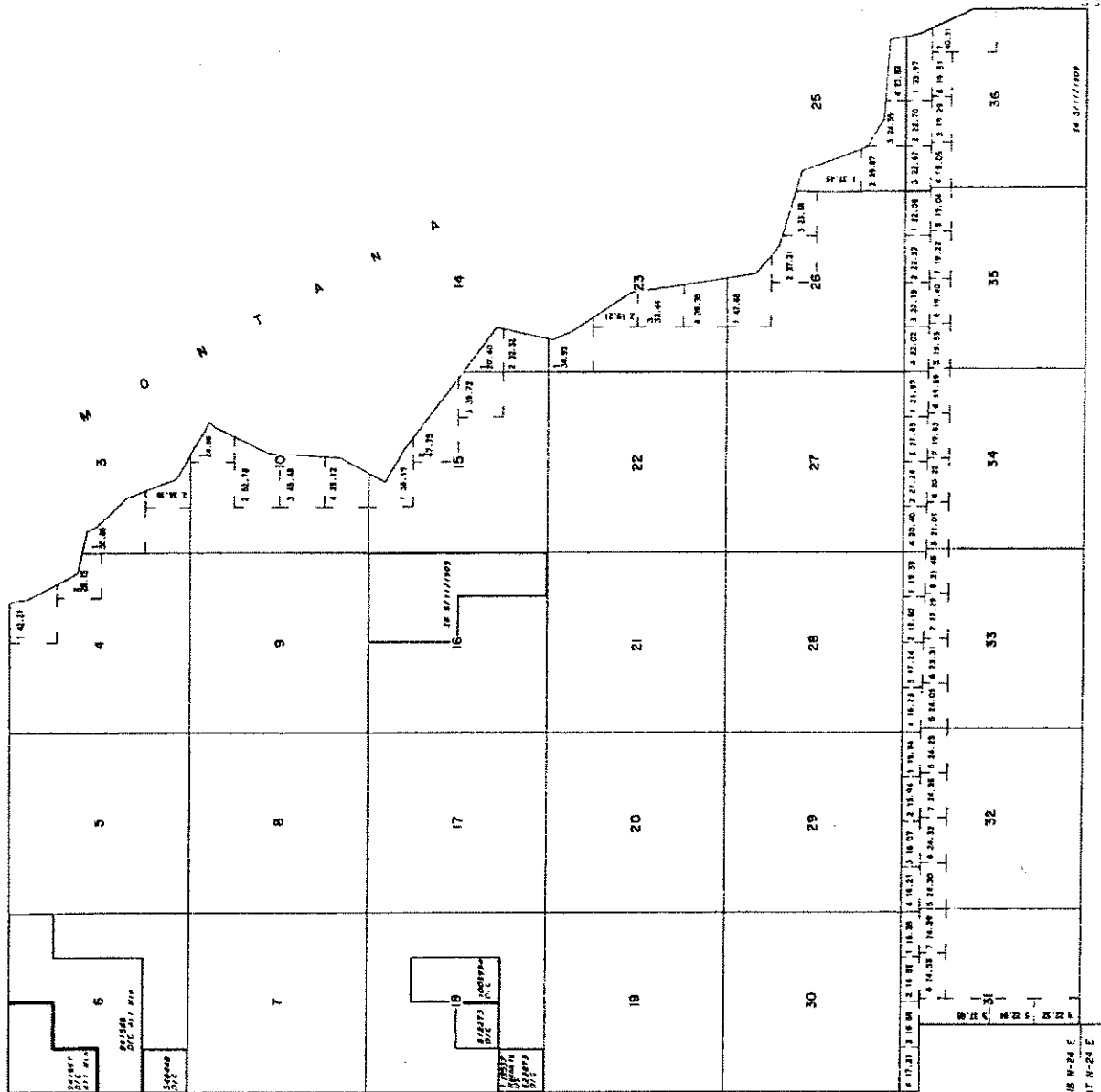
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

LEMHI COUNTY 059
SALMON DISTRICT SEC 3

MT PLAT

[illegible]

A B A Q I W G A S T J N
J D I R O S E I Z E Z I O S I M O S I S E E I Z E Z I D U S Y



LOCAL IN CHARGE

[illegible]

LIBRARY

INTERESTS DISCLOSED

80000 May
T. 18 N.
R. 25 E.

WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-11549

(a.) By signing below, I acknowledge that I have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I do ___ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader

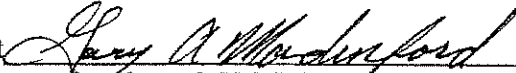
Title

of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of

Title

United States of America, acting through U.S.D.I., BLM and that the statements contained in the foregoing documents are true and correct.

Signature of Authorized Agent



for the United States of America, acting through U.S.D.I., BLM

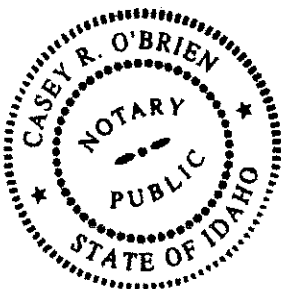
NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.



Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho

Residing at: Nampa, Idaho

My Commission Expires: October 31, 2009