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MAR 13 2006

Department of Water Resources
Adjudication Bureau

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 37-00059C
(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: Richard A Dinges

Address: 2490 E 1700 S; Gooding, Idaho 83330

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: _____
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 for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

F.

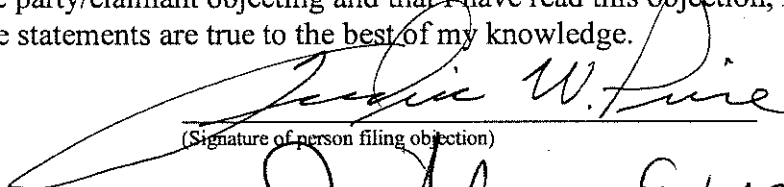
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of ADA)

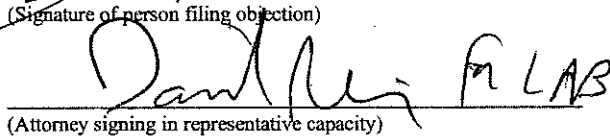
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:

(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.

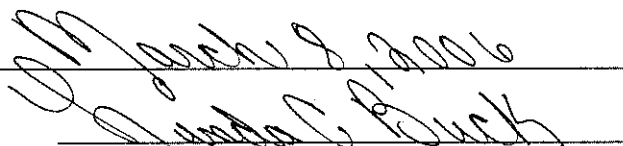


(Signature of person filing objection)



(Attorney signing in representative capacity)

Subscribed and sworn to before me on: March 8, 2006

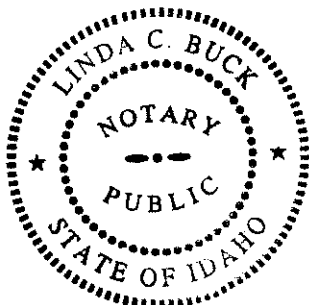


Linda C. Buck

Notary Public in and for the State of Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2011



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 March 9, 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:

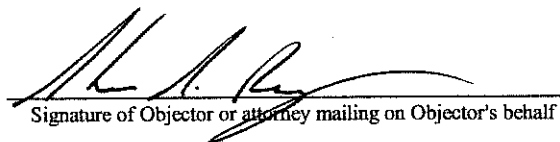
Name: Richard A Dinges
Address: 2490 E 1700 S; Gooding, Idaho 83330
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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

11/01/2005

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

RIGHT NUMBER: 37-59C
NAME AND ADDRESS: RICHARD A DINGES
2490 E 1700 S
GOODING ID 83336

Mixed POU
- Shape needs to be adjusted to
exclude Federal Land, to be
consistent with the "No Fed Land"
remark that is found under POU.

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
POINT OF INJECTION INTO JIM BYRNS SLOUGH THAT FLOWS INTO THE LITTLE
WOOD RIVER. POINT OF REDIVERSION FROM THE LITTLE WOOD RIVER.

QUANTITY: 3.580 CFS
RIGHT NOS. 37-59C, 37-613, 37-614 AND 37-7591 ARE LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 7.58 CFS.
RIGHT SUBJECT TO 27% CONVEYANCE LOSS; 2.60 CFS CAN BE
REDIVERTED FROM LITTLE WOOD RIVER.

PRIORITY DATE: 05/27/1899

POINT OF
DIVERSION: T02S R18E S30 SWSENE Within LINCOLN County **BLM**
T03S R19E S19 SWNEE Injection Within LINCOLN County **BLM**
T04S R19E S25 SEWSE Injection Within LINCOLN County
T05S R16E S28 SWWSW Rediversion Within LINCOLN County

PURPOSE AND PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	3.580 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R16E S29	SWNE	36.0	T05S R16E S29	SENE	32.0
T05S R16E S29	SENE	25.0	T05S R16E S29	NESW	36.0
T05S R16E S29	SESW	22.0	T05S R16E S29	NESE	31.0
T05S R16E S29	NWSE	34.0	T05S R16E S29	SWSE	23.0
T05S R16E S29	SESE	27.0	T05S R16E S32	NWNE	4.0 BLM/PUT
T05S R16E S32	NENW	10.0			

280 ACRES TOTAL

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS

RIGHT NOS. 37-59C, 37-613, 37-614 AND 37-7591 ARE LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 280 ACRES 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.

11/01/2005

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

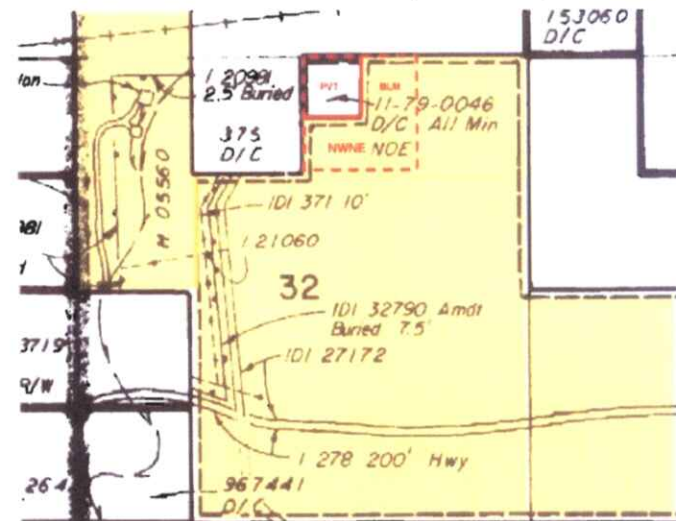
USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS
RESERVOIR DIST. NO. 2.

37-0059C, 37-00613, & 37-00614

Richard A. Dinges

T05S, R16E, S32, NWNE

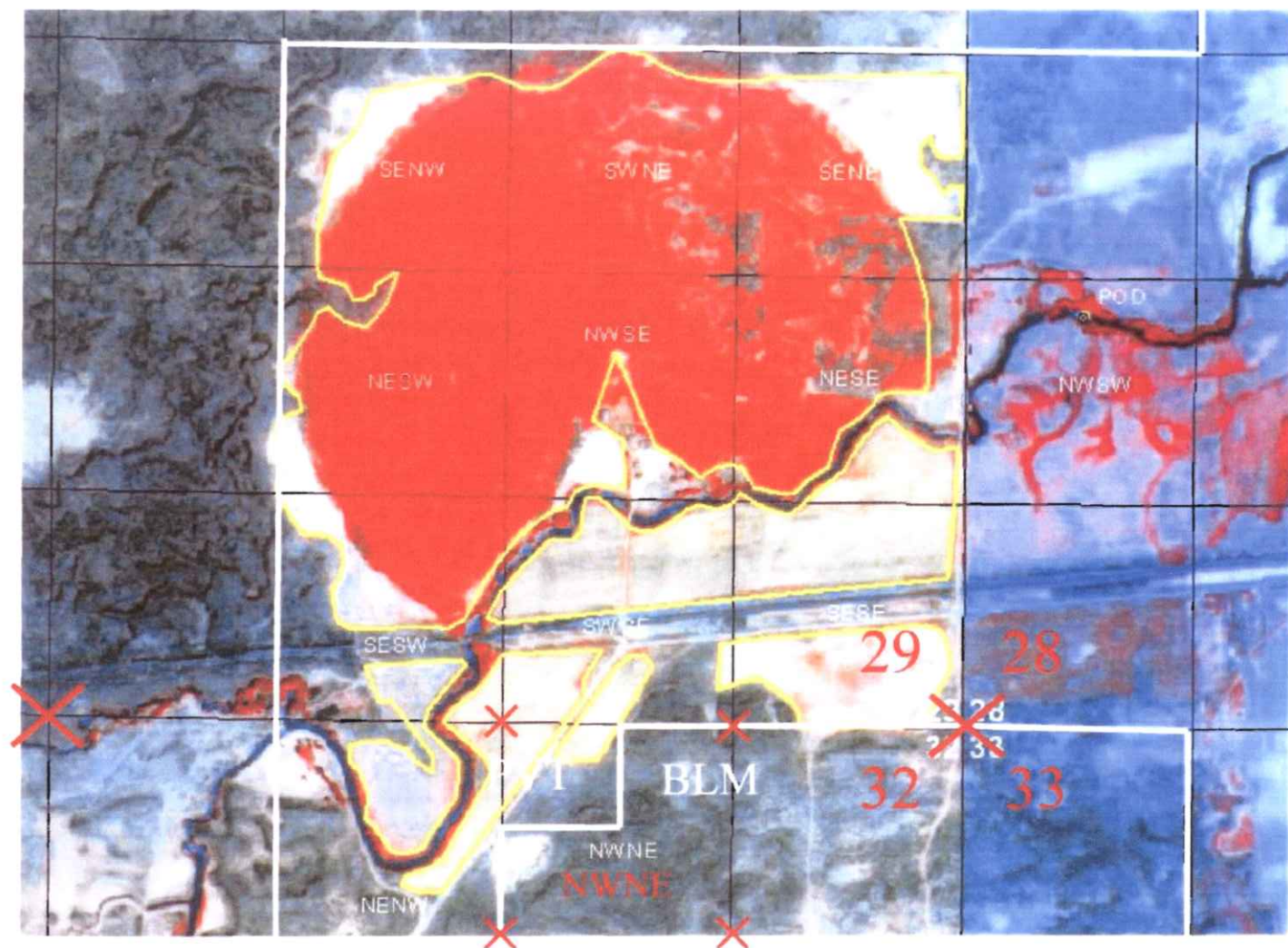
Town	Rang	Subcase	Sect	QQ	Quar	Bas	Govern	Mix	PVT	BLM	FS	BOR	OtherFed	State	Own Comment
05S	16E	37-00059C	32 NW	NE	37			☒	☒	☒	☐	☐	☐	☐	Mixed Ownership POU
05S	16E	37-00613	32 NW	NE	37			☒	☒	☒	☐	☐	☐	☐	Mixed Ownership POU, Shape Intrusion
05S	16E	37-00614	32 NW	NE	37			☒	☒	☒	☐	☐	☐	☐	Mixed Ownership POU, Shape Intrusion



- The Director's Report for this right includes the following remark: **"Place of Use does not include Federal Public Lands."** However, the shape file intrudes on BLM Land.

- Adjust the shape file so that it excludes Federal Public Land.

37-59C 37-613 & 37-614



800 0 800 1600 2400 3200 Feet

T05S R16E S29 & S32

Map prepared by: Carter Fritschle
Date prepared: 02/24/03
1987-1988 NAPP photography
Idaho Department of Water Resources



SeoSeoDae DISTRICT SEC 3

MT PLAT



SCALE is Chained



WARNING STATEMENT
This data is the property of the Bureau of the Census and should not be used as a general display of the following survey data. No other person should collect, use, change, or publish any data hereon without the express written permission of the Bureau of the Census. The data are not to be used for any purpose other than that for which they were collected. The data are not to be used for any purpose other than that for which they were collected. The data are not to be used for any purpose other than that for which they were collected.

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER.

1000000

1 22

16E

[illegible]

re 04852 American Falls Report List No. 3
[act of Cong 9/11/1893 affects land in
Secs 1 to 12 incl
Secs 13, 14]

Sec 12 5F10WF 5210WF 5254

Sept 20, 1874

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

CURRENT TO	CURRENT TO
100	

USE PLATS