

RECEIVED

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 37-00973

(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: Barbara Farms, LLC

Address: P.O. Box 424; Shoshone, Idaho 83352

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 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.

VERIFICATION (Must be Completed)

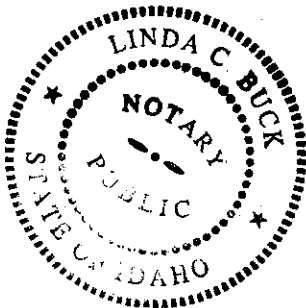
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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:



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:

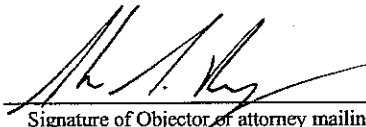
Name: Barbara Farms, LLC
Address: P.O. Box 424; Shoshone, Idaho 83352
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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: 37-973
NAME AND ADDRESS: BARBARA FARMS LLC
PO BOX 424
SHOSHONE ID 83352

**POUs on BLM
- Remove POU's that
describe Public**

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 2 000 CFS

PRIORITY DATE: 04/01/1884

POINT OF
DIVERSION: T05S R17E S29 SWNW Within LINCOLN County
T05S R17E S30 SWNE Within LINCOLN County
T05S R17E S30 NWSE Within LINCOLN County
T05S R17E S32 NWNW Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	2.000 CFS

PLACE OF USE:

IRRIGATION Within LINCOLN County						
T05S R17E S29	NESW	2 9	BLM	T05S R17E S29	NWSW	7.6
T05S R17E S29	SWSW	13.0		T05S R17E S29	SESW	20.0
T05S R17E S29	NWSE	0 1	BLM	T05S R17E S29	SWSE	0.1
T05S R17E S30	SWNE	19.0		T05S R17E S30	NENW	7.8
T05S R17E S30 Lot 1 NWNW		18.0		T05S R17E S30 Lot 2 SWNW		35.0
T05S R17E S30	SESW	27.0		T05S R17E S30	NESW	32.0
T05S R17E S30 Lot 3 NWSW		11.0		T05S R17E S30	SESW	8.6
T05S R17E S30	NESE	19.0		T05S R17E S30	NWSE	17.0
T05S R17E S30	SWSE	23.0		T05S R17E S30	SESE	23.0
T05S R17E S31	NENE	4.9		T05S R17E S31	NWNE	9.5
T05S R17E S32	NENW	2.2		T05S R17E S32	NWNW	0.3

301 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 82 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 301 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS : 37-59D & 37-344A

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.

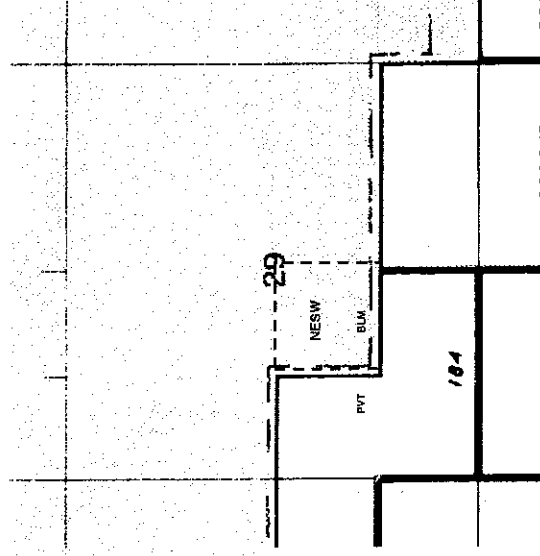
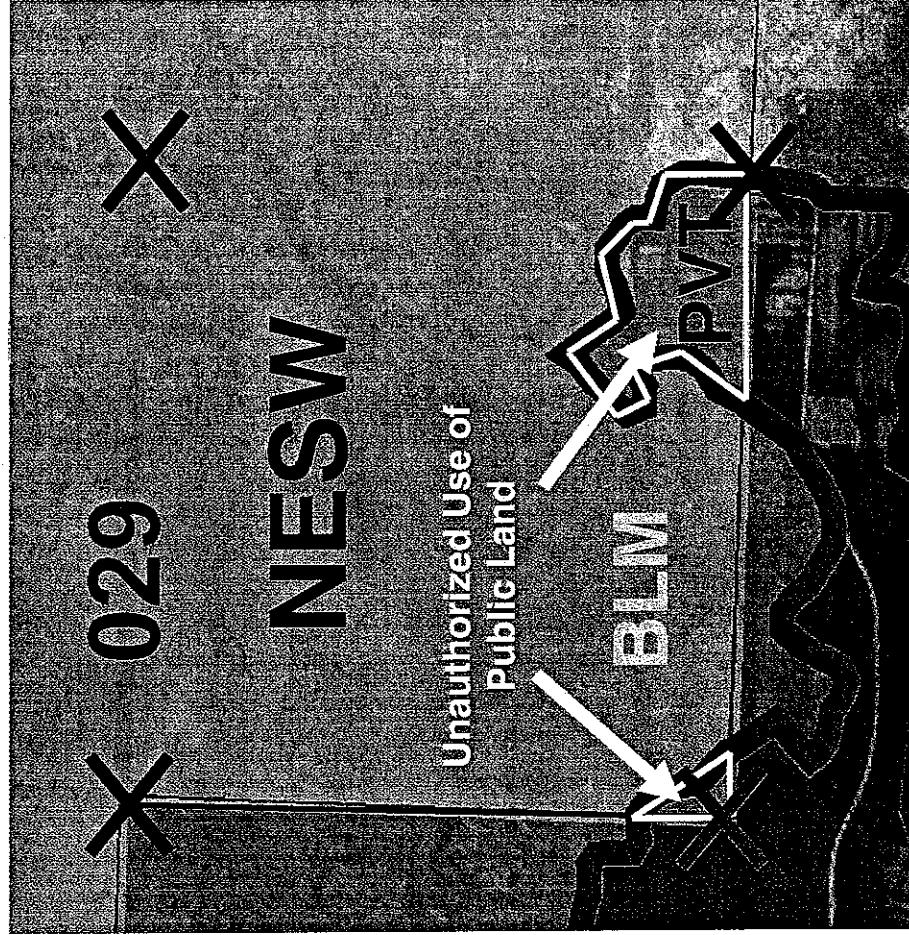
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

37-00059D, 37-00344A, & 37-00973

Barbara Farms LLC

T05S, R17E, S29, NESW

Town	Rang	Subcase	Sect	QQ	Quar	Bas	Gov	Mix	PVT	BLM	FS	BOR	Other	Fed	State	Own Comment
05S	17E	37-00059D	29	NE	SW	37				☒						Unauthorized Use
05S	17E	37-00344A	29	NE	SW	37				☒						Unauthorized Use
05S	17E	37-00973	29	NE	SW	37				☒						Unauthorized Use



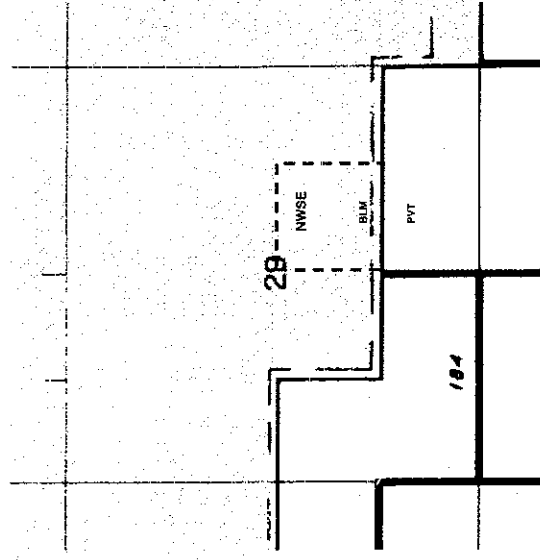
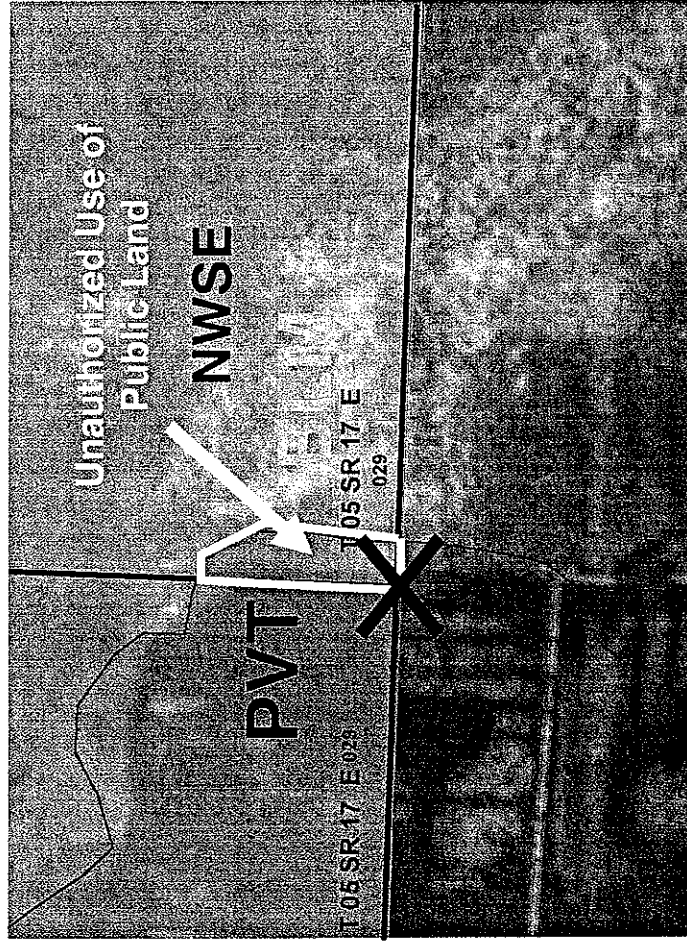
Shape should be corrected to eliminate the intrusion on Public Land. This change should reduce acreage, quantity may also need to be proportionally reduced to reflect the acreage change.

37-00059D, 37-00344A, & 37-00973

Barbara Farms LLC

T05S, R17E, S29, NWSE

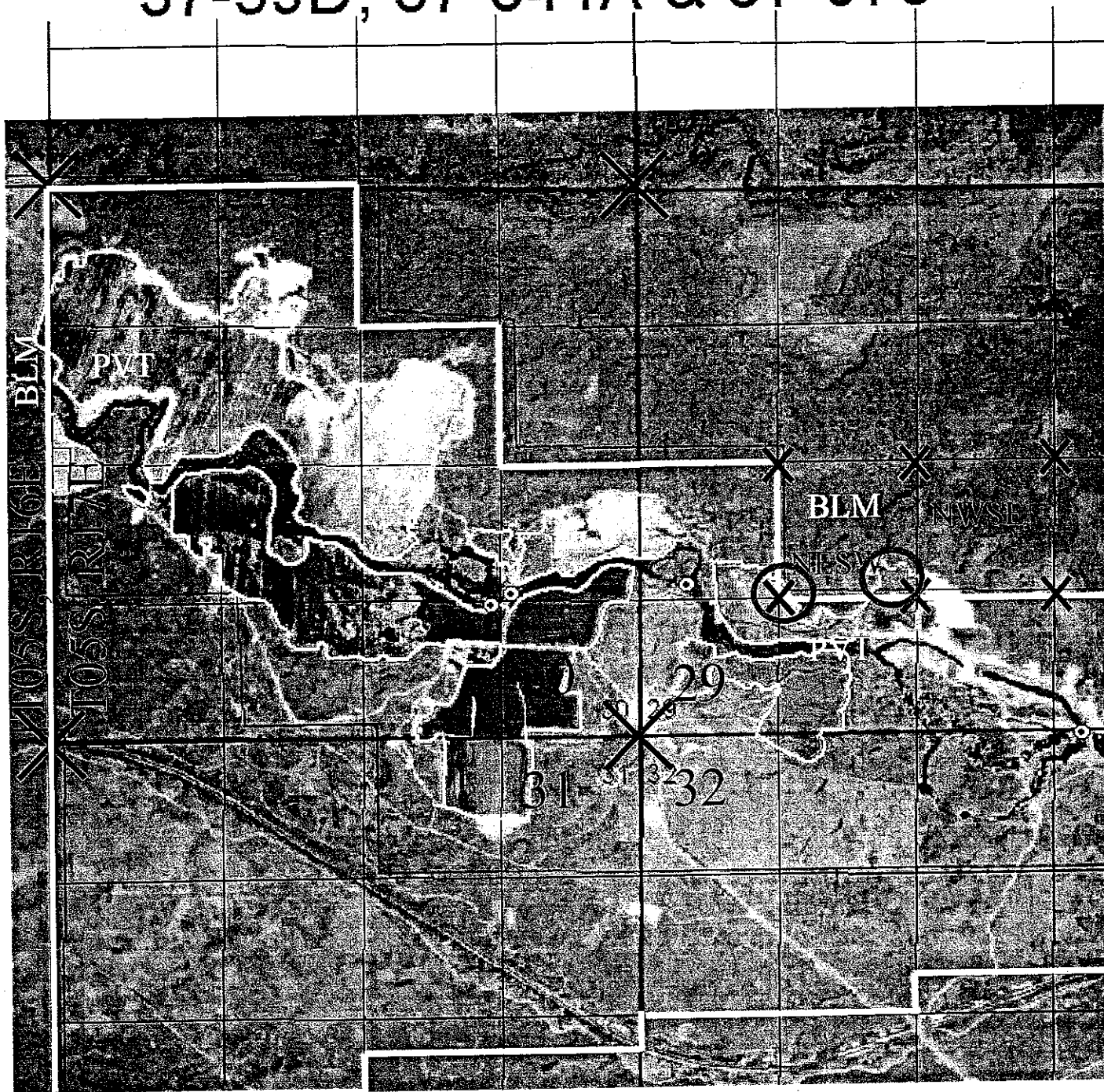
Town	Range	Subcase	Sect	QQ	Quar	Bas	Gov	Mix	PVT	BLM	FS	BOR	Other	Fed	State	Own Comment
05S	17E	37-00059D	29	NW	SE	37		☐	☐	☒	☐	☐	☐	☐	☐	Unauthorized Use
05S	17E	37-00344A	29	NW	SE	37		☐	☐	☒	☐	☐	☐	☐	☐	Unauthorized Use
05S	17E	37-00973	29	NW	SE	37		☐	☐	☒	☐	☐	☐	☐	☐	Unauthorized Use



Shape should be corrected to eliminate the intrusion on Public Land. This change should reduce acreage, quantity may also need to be proportionally reduced to reflect the acreage change.

IDAHO DEPT OF WATER RESOURCES

37-59D, 37-344A & 37-973



1320 0 1320 Feet

- Basin 37 part 1-POU
- Basin 37 part 1-POD
- Ownership FED-Private
- Streams
- Section Lines
- Quarter - Quarter lines

TWN 5S
RNG 17E



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date MARCH 18, 2003

TOWNSHIP 5 SOUTH RANGE 17 EAST OF THE BOISE MERIDIAN, IDAHO

LINCOLN COUNTY 063
SHOSHONE DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

INDEX TO SEGREGATED TRACTS		
TRACT NO	T	R
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2	1	2
3	1	3
4	1	4
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100	1	100

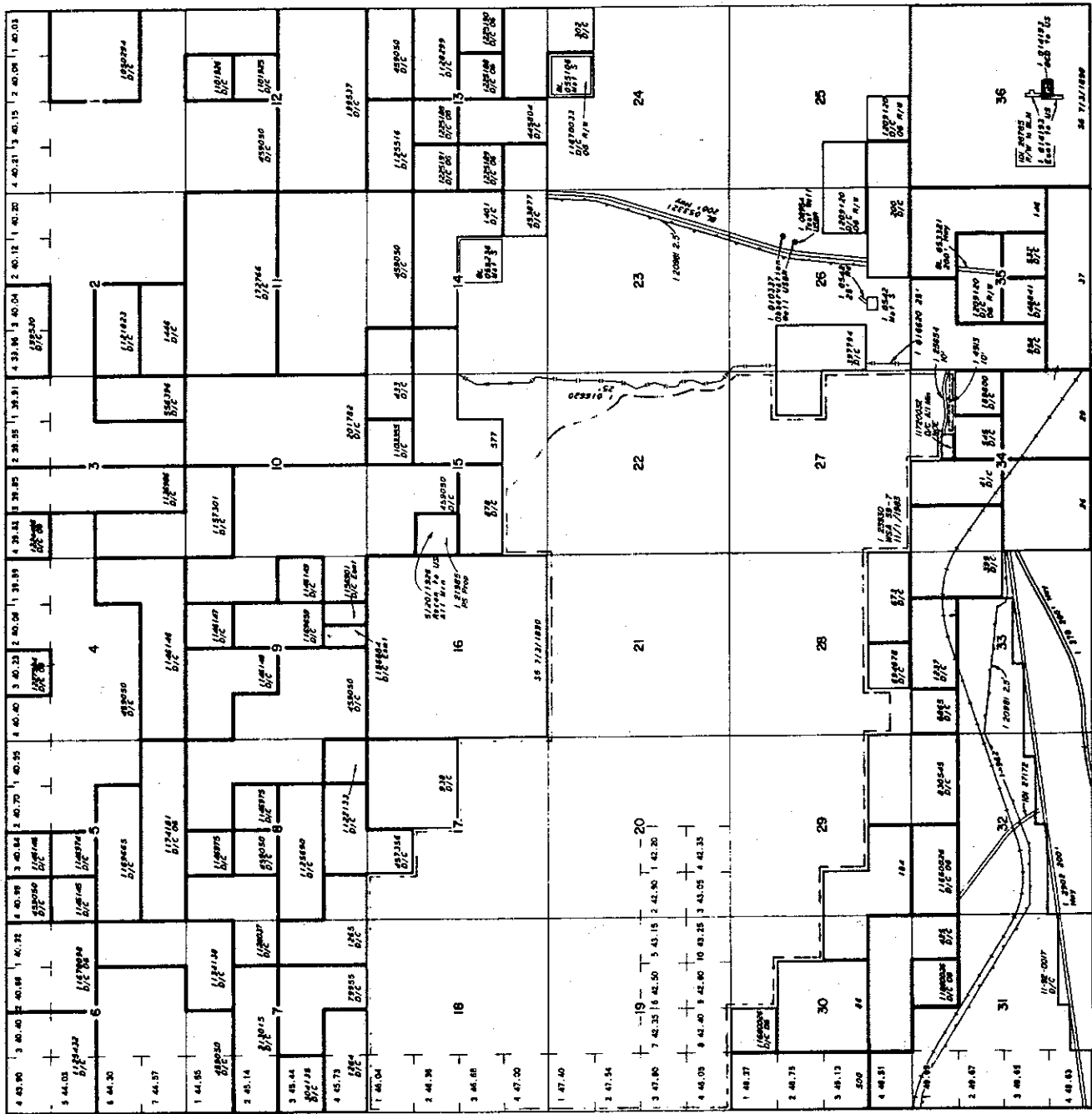
0.04303 American Falls River Dist No 2 tract of
Cong 8/11/1916 affects lands in
Sec 6 to 9 incl
Sec 13, 29

1.5243 Shoshone Act 9/18/1978
Sec 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

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

CURRENT TO	CURRENT TO
100 1 1 100	100 1 1 100

ONE PLATE
100 1 1 100



WARNING STATEMENT

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 WITH-
DRAWAL ORDER

SCALE IN CHAINS
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