

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 27-00076
(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: Alma A. Hubbard
Address: P.O. Box 341; Grace, Idaho 83241

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: 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 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 POD and POU. Claimant's water right should not include this POD and POU.

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)

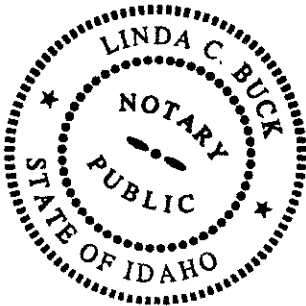
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

David Mcginnis for LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

March 15, 2006
Linda C. Buck
Linda C. Buck



Notary Public for 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 3-16, 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: Alma A. Hubbard
Address: P.O. Box 341; Grace, Idaho 83241

Name:
Address: ;

Name:
Address: ;

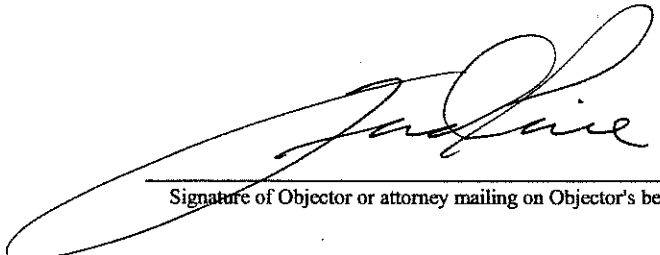
Name:
Address: ;

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

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

RIGHT NUMBER: 27-76
NAME AND ADDRESS: ALMA A HUBBARD
PO BOX 341
GRACE ID 83241

POD on BLM:

-Claimant is not authorized to graze public land.

POUs on BLM:

-Claimant is not authorized to graze or farm public land.

SOURCE: MEADOW CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 4.440 CFS

PRIORITY DATE: 01/01/1891

-perhaps the inclusion of public
land is a typographical error.

POINT OF
DIVERSION:

BLM: T05S R42E S10 SWSNE Begin of Stream Flow Within CARIBOU County
T05S R42E S10 NWNESE Within CARIBOU County
T05S R42E S10 SWNESE Within CARIBOU County
T05S R42E S14 NWSNE End of Stream Flow Within CARIBOU County

PVT - POD not on
Meadow Creek -
Typo?

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 07/01	4.420 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

IRRIGATION Within CARIBOU County

BLM	T05S R42E S10	SENE	0.5	T05S R42E S10	NESE	31.2
	T05S R42E S10	SESE	17.5	T05S R42E S11	NWSW	31.5
	T05S R42E S11	SWSW	38.8	T05S R42E S11	PVT	17.1
	T05S R42E S14	NWNE	2.0	T05S R42E S14	SWNE	0.3
	T05S R42E S14	NENW	33.0	T05S R42E S14	NWNW	35.0
	T05S R42E S14	SWNW	2.5	T05S R42E S14	SENW	1.0

Duplicate - typo -
should be SESW?

BLM: T05S R42E S15 SWSW 10.6 Typo - should be NENE?

STOCKWATER Within CARIBOU County

BLM	T05S R42E S10	SENE	T05S R42E S10	NESE
	T05S R42E S10	SESE	BLM: T05S R42E S15	NESE

Typo - should be NENE?

221 ACRES TOTAL

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

THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM
1977 TO 2004.

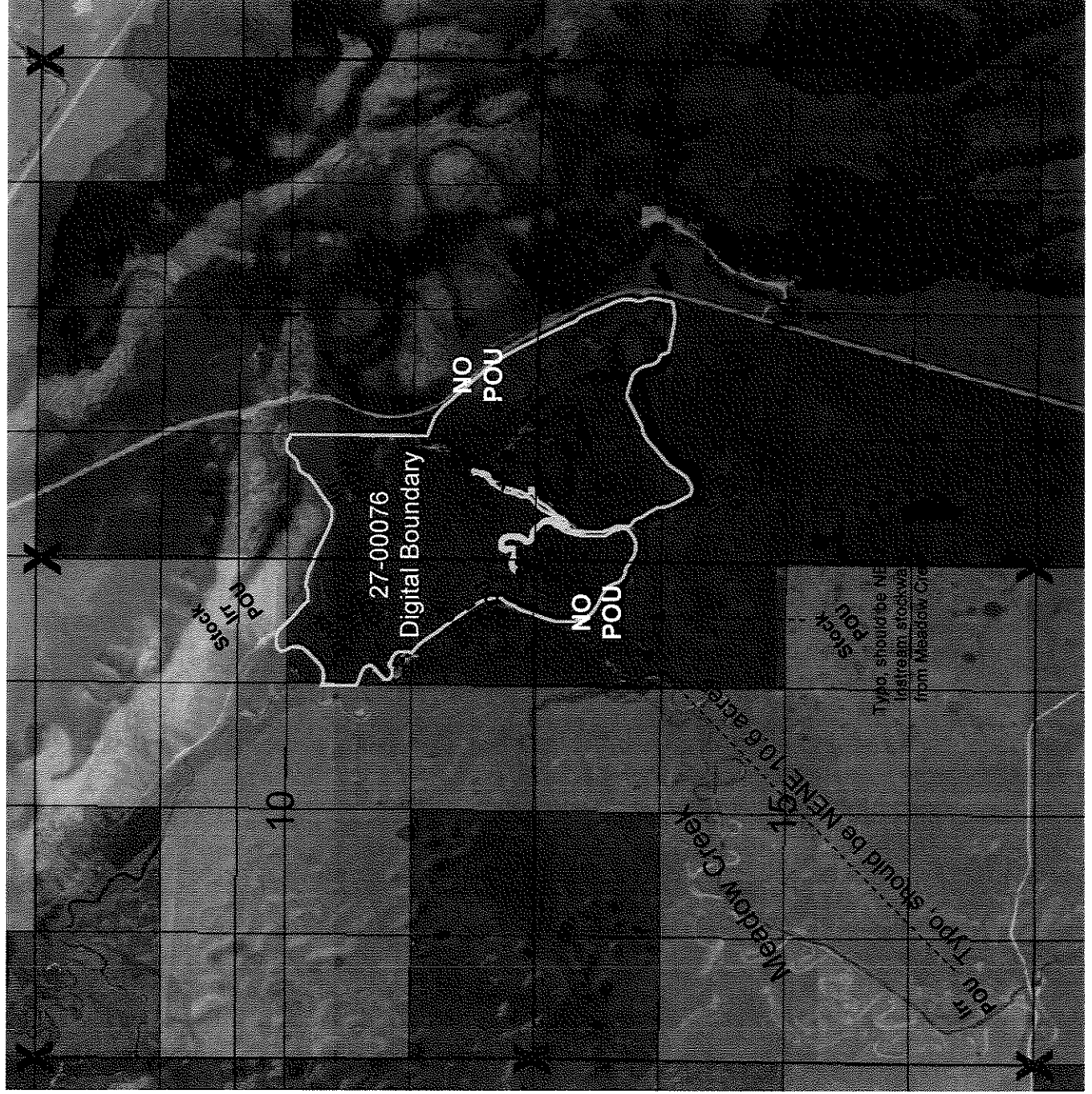
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

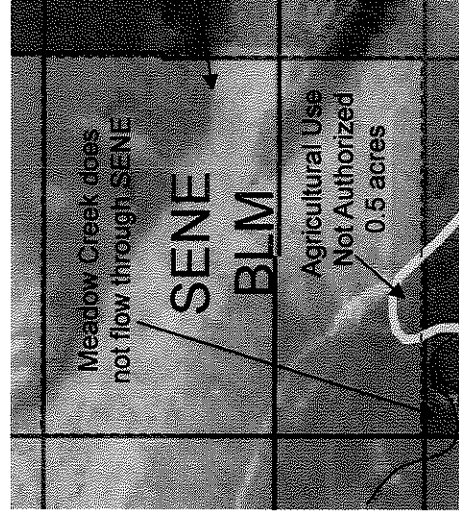
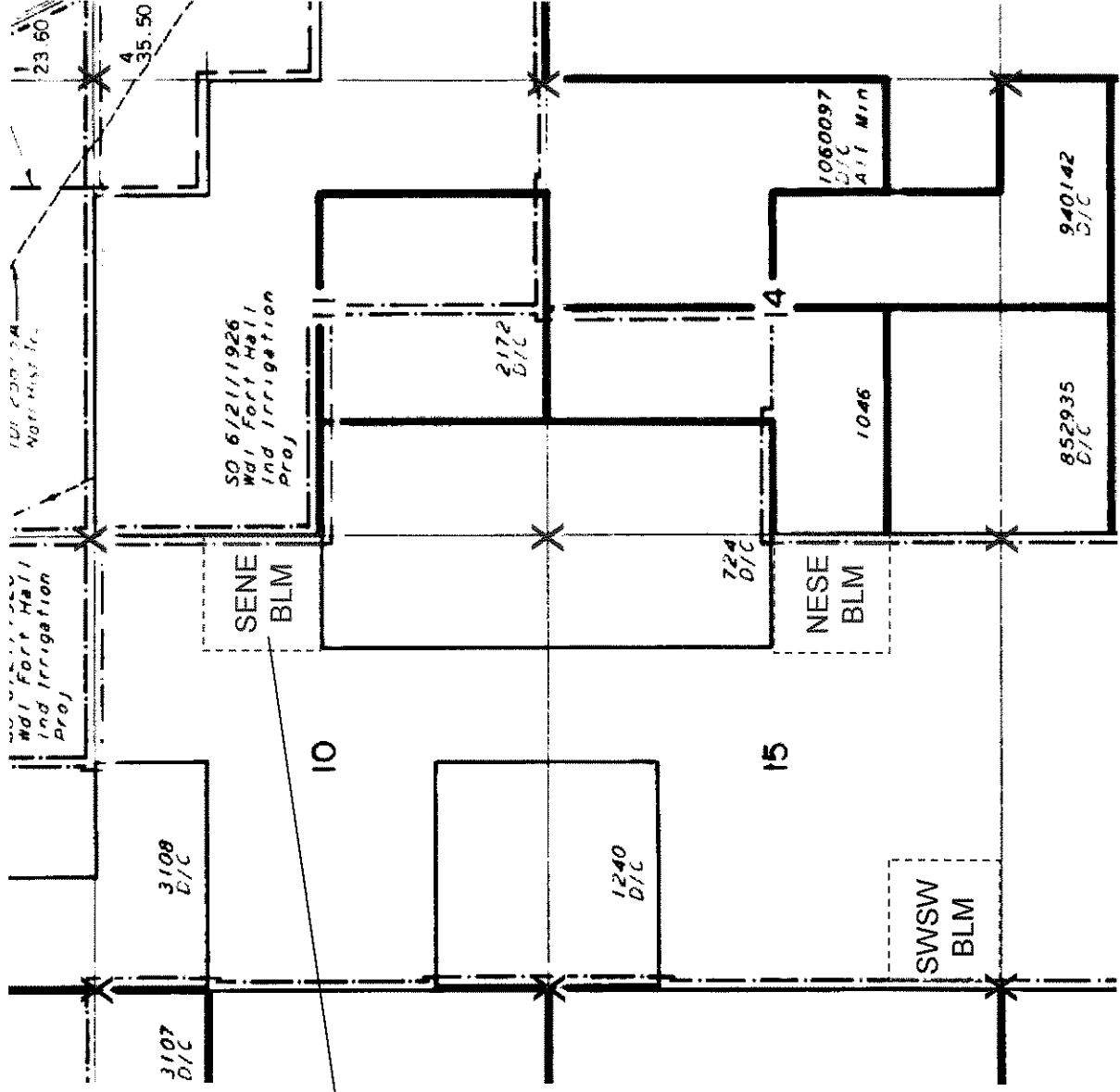
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

-Move instream POD (beginning) to private land.
-Remove/correct POU's on public land.

27-00076; T05S R42E

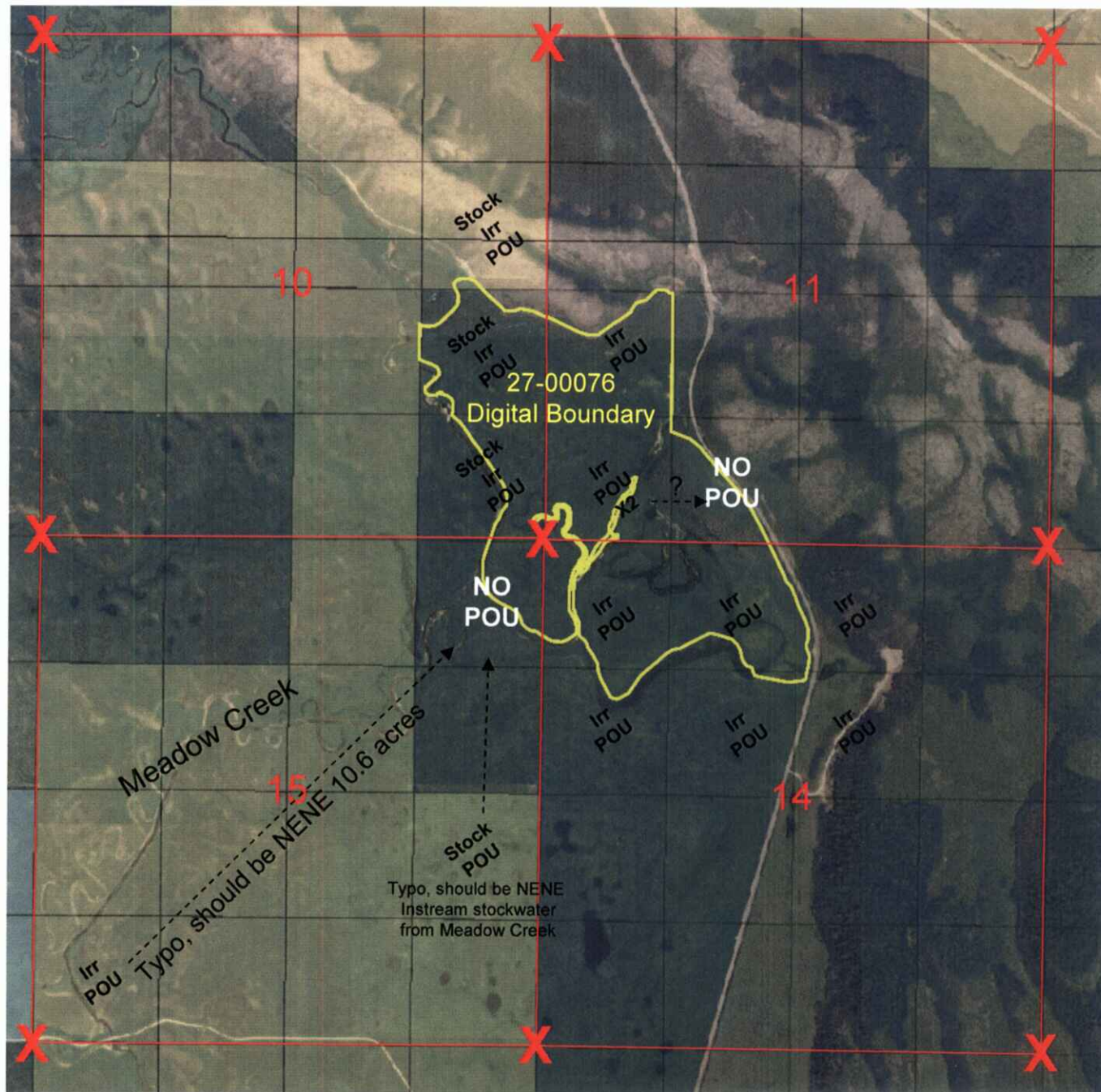


27-00076; T05S R42E

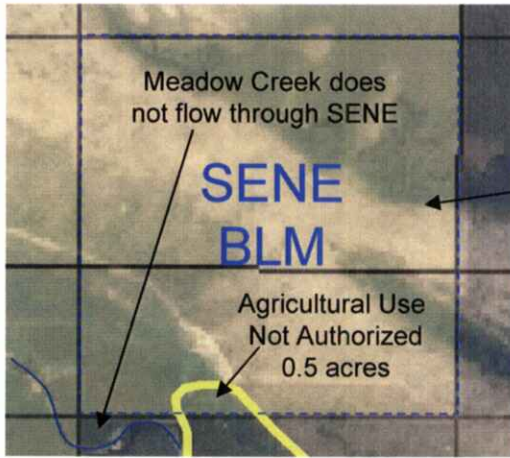


Adjust shape to exclude
public land and remove
SENE from water
recommendation

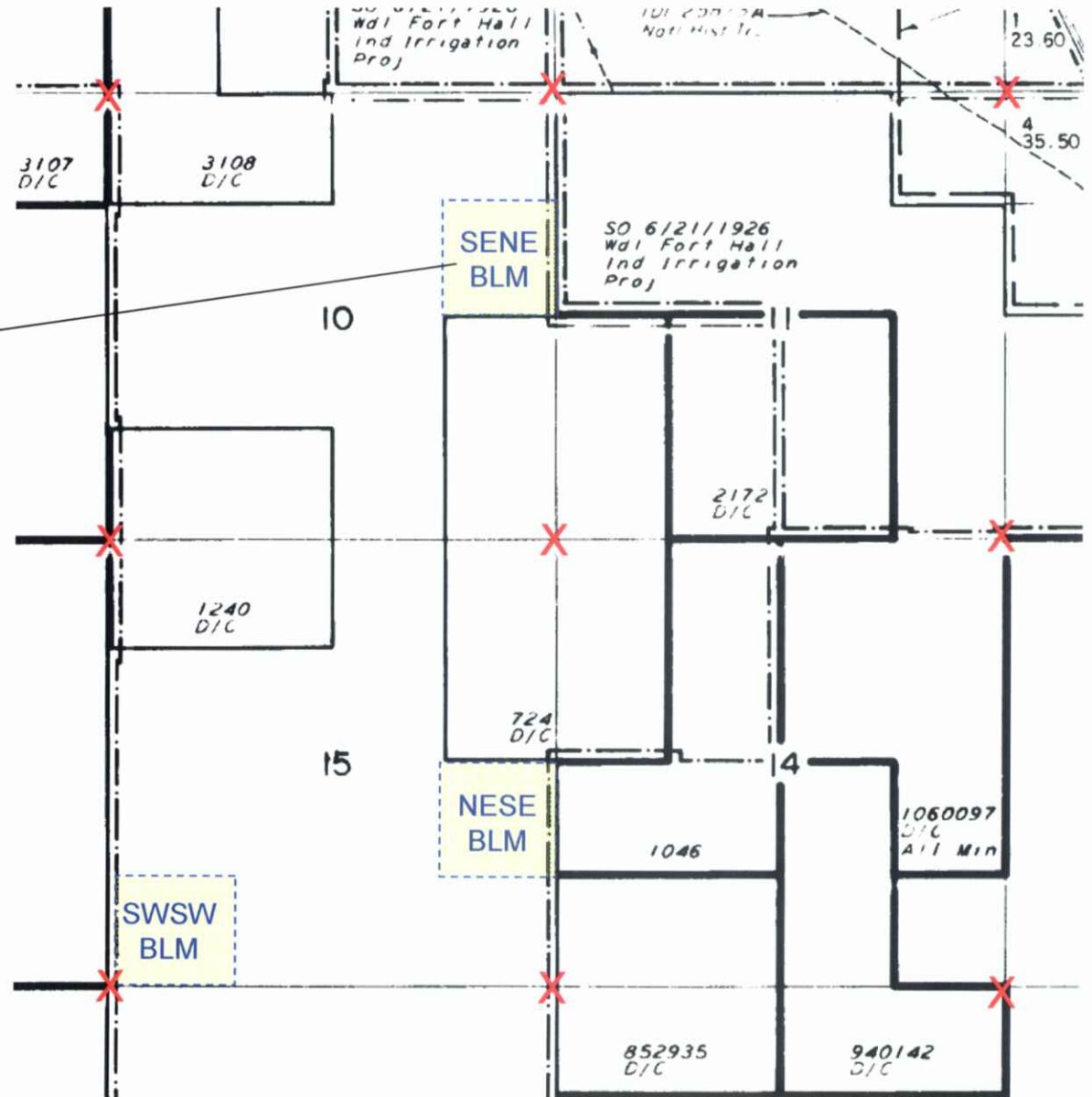
27-00076; T05S R42E



27-00076; T05S R42E



Adjust shape to exclude
public land and remove
SENE from water
recommendation



TOWNSHIP 5 SOUTH RANGE 42 EAST OF THE BOISE MERIDIAN, IDAHO

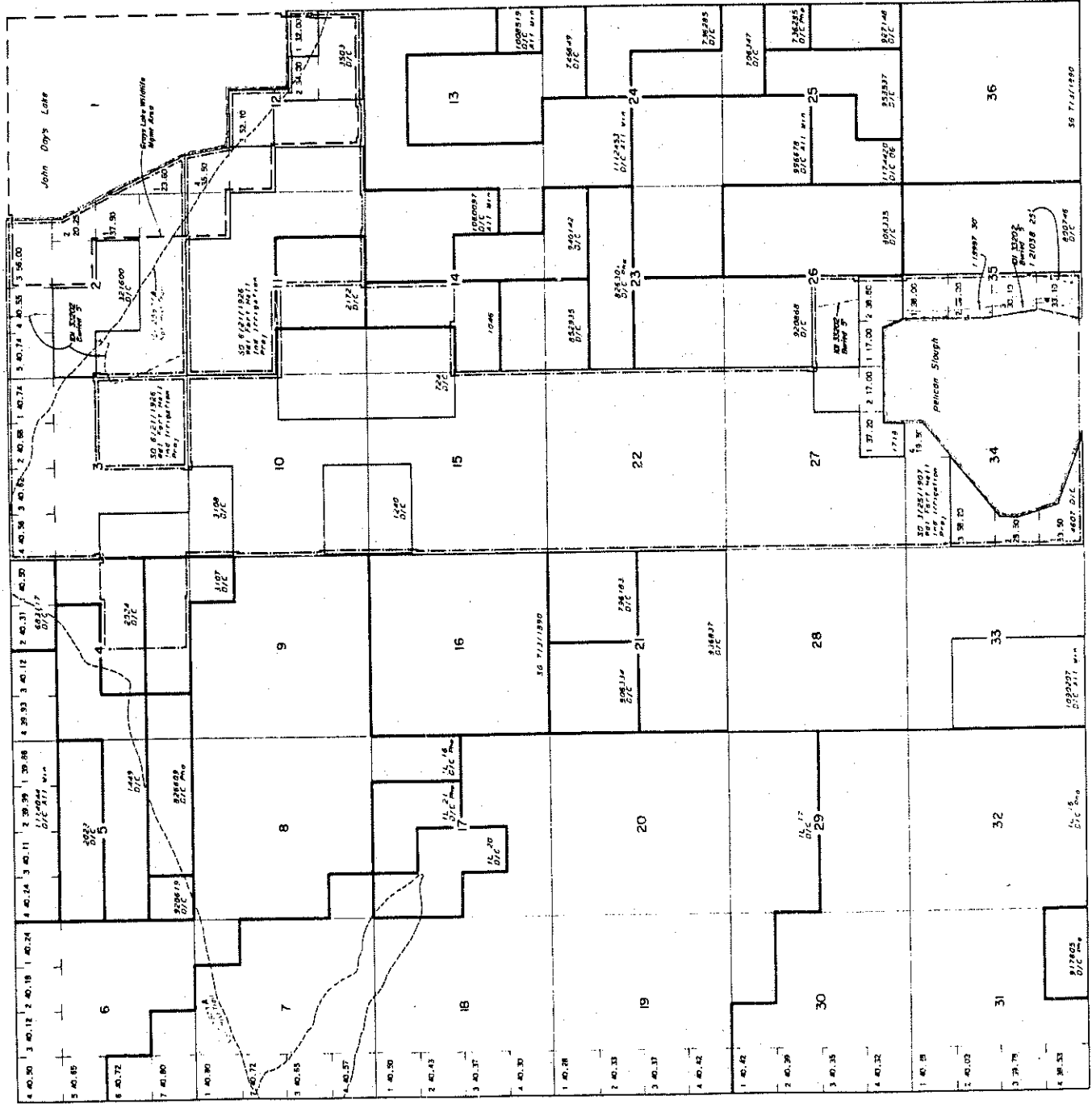
CARIBOU COUNTY 029

IDAHO FALLS DISTRICT SEC 15

POCATELLO 044

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT



INDEX TO SEGREGATED TRACTS			
TRACT NO.	T	R	SEC
1	1	1	1
2	1	1	2
3	1	1	3
4	1	1	4
5	1	1	5
6	1	1	6
7	1	1	7
8	1	1	8
9	1	1	9
10	1	1	10
11	1	1	11
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32	1	1	32
33	1	1	33
34	1	1	34
35	1	1	35
36	1	1	36

Del Whapping Crane Official Habitat, 4.3 PR 20938-20942-5197978
All land within Grove Lake Wildlife Mgmt Area 8.1 mile outside area boundary.
ID: 235-3A, Not Just Titled
Historical information only, does not denote public access.

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

CURRENT TO	CURRENT TO
MAY 1, 2001	
USE PLATS:	

SCALE in Chains

WARNING STATEMENT
This map is for the Bureau's benefit of title and should be used.

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST
ACTION TAKEN MAY NOT BE THE EFFECTIVE DATE. SEE T. 55.