

**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 27-07299
(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: Thompson Farms Partnership
Address: 493 S 1200 W; Pingree, Idaho 83262

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. Clarify POUs such that it is clear only private land is intended.

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)

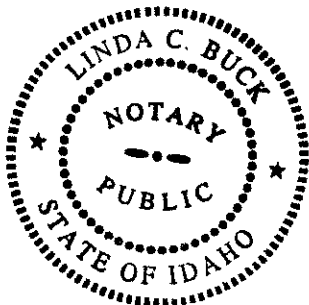
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

David Neely F. 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: Thompson Farms Partnership
Address: 493 S 1200 W; Pingree, Idaho 83262

Name:
Address: ;

Name:
Address: ;

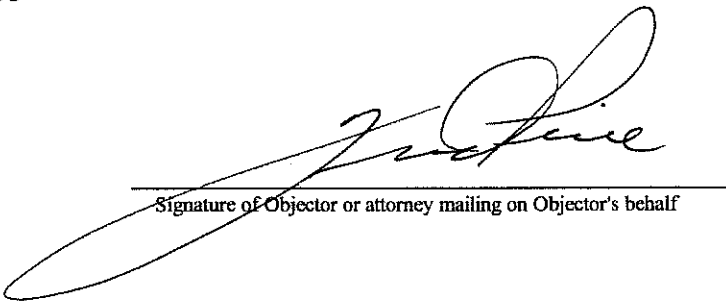
Name:
Address: ;

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

11/09/2005

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

RIGHT NUMBER: 27-7299
NAME AND ADDRESS: THOMPSON FARMS PARTNERSHIP
493 S 1200 W
PINGREE ID 83262

MIXED POU:

-THE PLACE OF USE IDENTIFIED BELOW CONTAINS
BOTH PRIVATE AND PUBLIC LANDS.
-CLARIFY THE POU SUCH THAT IT IS CLEAR THAT
ONLY PRIVATE LAND IS INTENDED.

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.890 CFS
402.50 AFY

-adjust irrigation boundary
to exclude federal public land.

PRIORITY DATE: 01/26/1982

POINT OF
DIVERSION: T03S R34E S28 SWNEW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	05/01 11/01	1.890 CFS 402.50 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T03S R34E S28 Lot 1 NWNW	7.0	T03S R34E S28 Lot 11 NWNW	7.0
T03S R34E S28 Lot 2 SWNW	28.0	T03S R34E S28 Lot 12 SWNW	9.0
T03S R34E S28 SENW	2.0	T03S R34E S28 Lot 3 NWSW	18.0
T03S R34E S28 Lot 13 NWSW	5.0	T03S R34E S29 NENE	2.0
T03S R34E S29 SENE	24.0	T03S R34E S29 NESE	13.0

-POU includes
some unauthorized
use.

**Mixed
Ownership
Descriptions**

115 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

**THE POU REPRESENT MIXED OWNERSHIP. THE FOLLOWING LIMITING LANGUAGE INSERTED UNDER
PLACE OF USE WOULD RESOLVE BLM'S OBJECTION TO THE MIXED POU:**

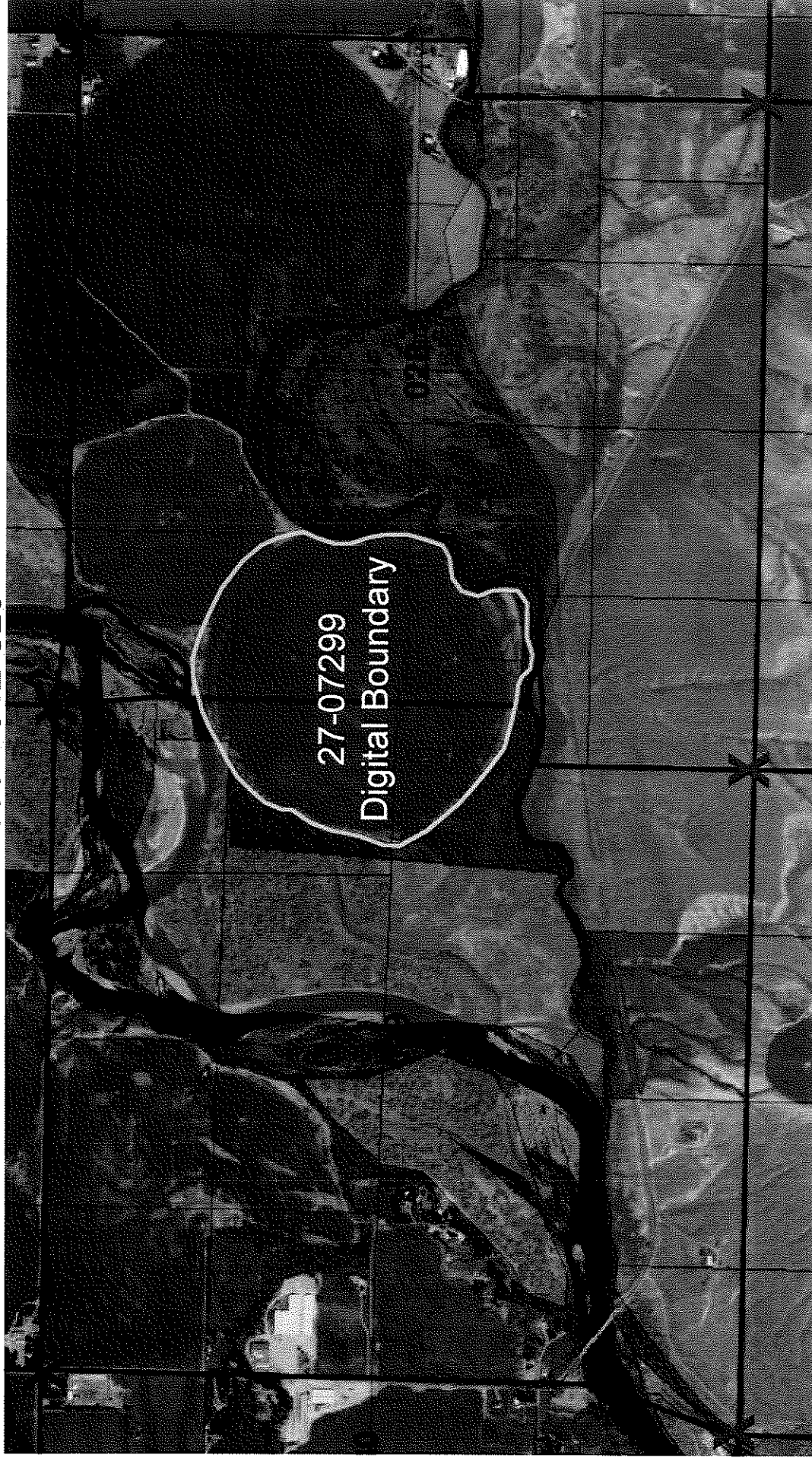
"THE USE OF WATER WITHIN NENE, SENE, and NESE S29, T03S, R34E IS LIMITED TO TRACT 41."

OR

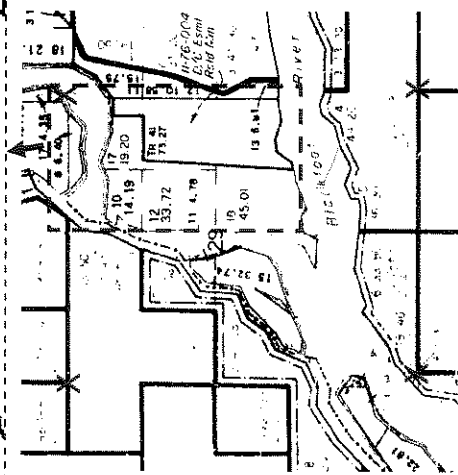
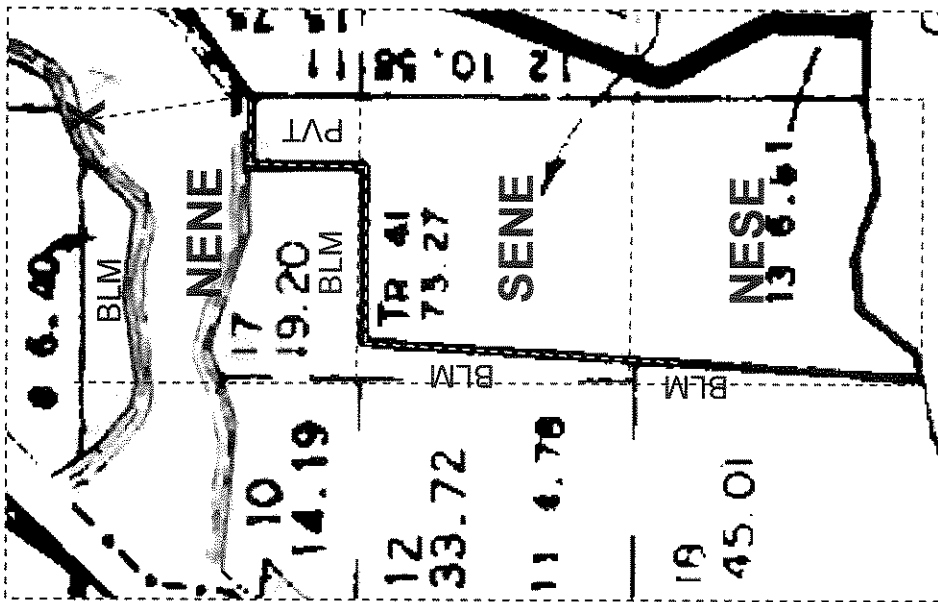
"THE USE OF WATER UNDER THIS RIGHT DOES NOT INCLUDE A USE ON
FEDERAL PUBLIC LANDS."

27-07299

T03S R34E S29



27-07299
T03S R34E S29



TOWNSHIP 3 SOUTH RANGE 34 EAST OF THE BOISE MERIDIAN, IDAHO

BINGHAM COUNTY OIL

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

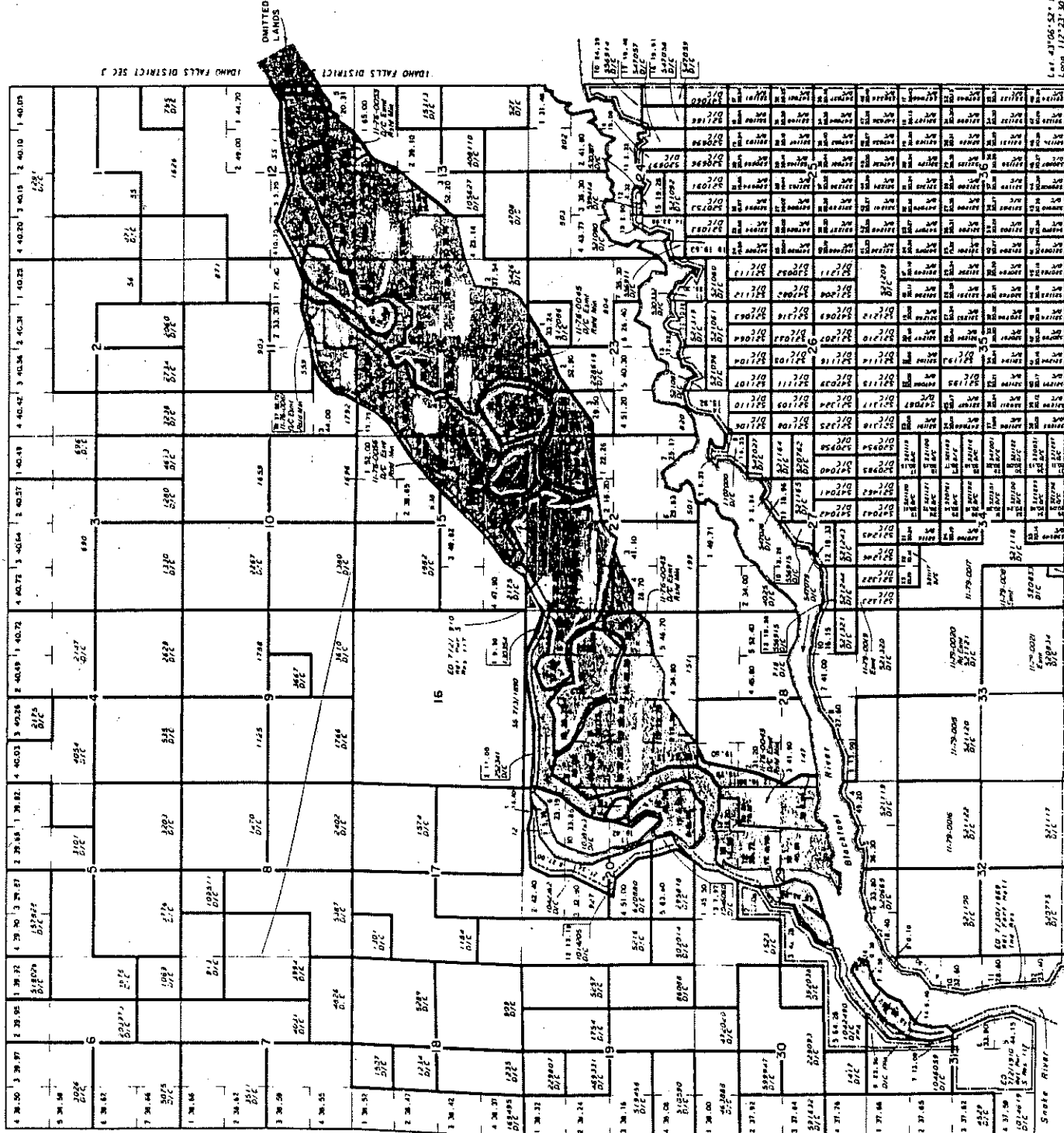
INDEX TO SEGREGATED TRACTS		
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100	1	100

50 9/13/1935, Open to Entry Subj. to Sec. 24 FPA
Per 2: Was 117 10 172/1910
Sec 31: Lots 7, 8
51 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 3: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
52 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 4: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
53 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 5: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
54 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 6: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
55 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 7: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
56 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 8: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
57 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 9: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
58 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 10: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
59 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 11: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
60 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 12: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
61 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 13: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
62 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 14: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
63 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 15: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
64 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 16: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
65 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 17: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
66 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 18: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
67 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 19: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
68 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 20: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
69 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 21: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
70 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 22: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
71 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 23: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
72 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 24: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
73 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 25: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
74 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 26: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
75 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 27: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
76 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 28: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
77 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 29: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
78 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 30: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
79 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 31: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
80 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 32: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
81 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 33: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
82 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 34: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
83 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 35: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
84 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 36: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
85 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 37: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
86 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 38: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
87 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 39: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
88 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 40: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
89 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 41: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
90 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 42: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
91 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 43: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
92 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 44: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
93 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 45: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
94 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 46: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
95 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 47: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
96 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 48: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
97 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 49: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
98 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 50: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
99 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 51: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5
100 12/29/1935, Open to Entry Subj. to Sec. 24 FPA
Per 52: Was 117 10 172/1910
Sec 29: Lots 2, 3
Sec 30: Lot 5

Survey Pending Group No. 836
Partial In.

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

CLAIMANT TO	CURRENT TO
USE PLATS	



WARNING STATEMENT

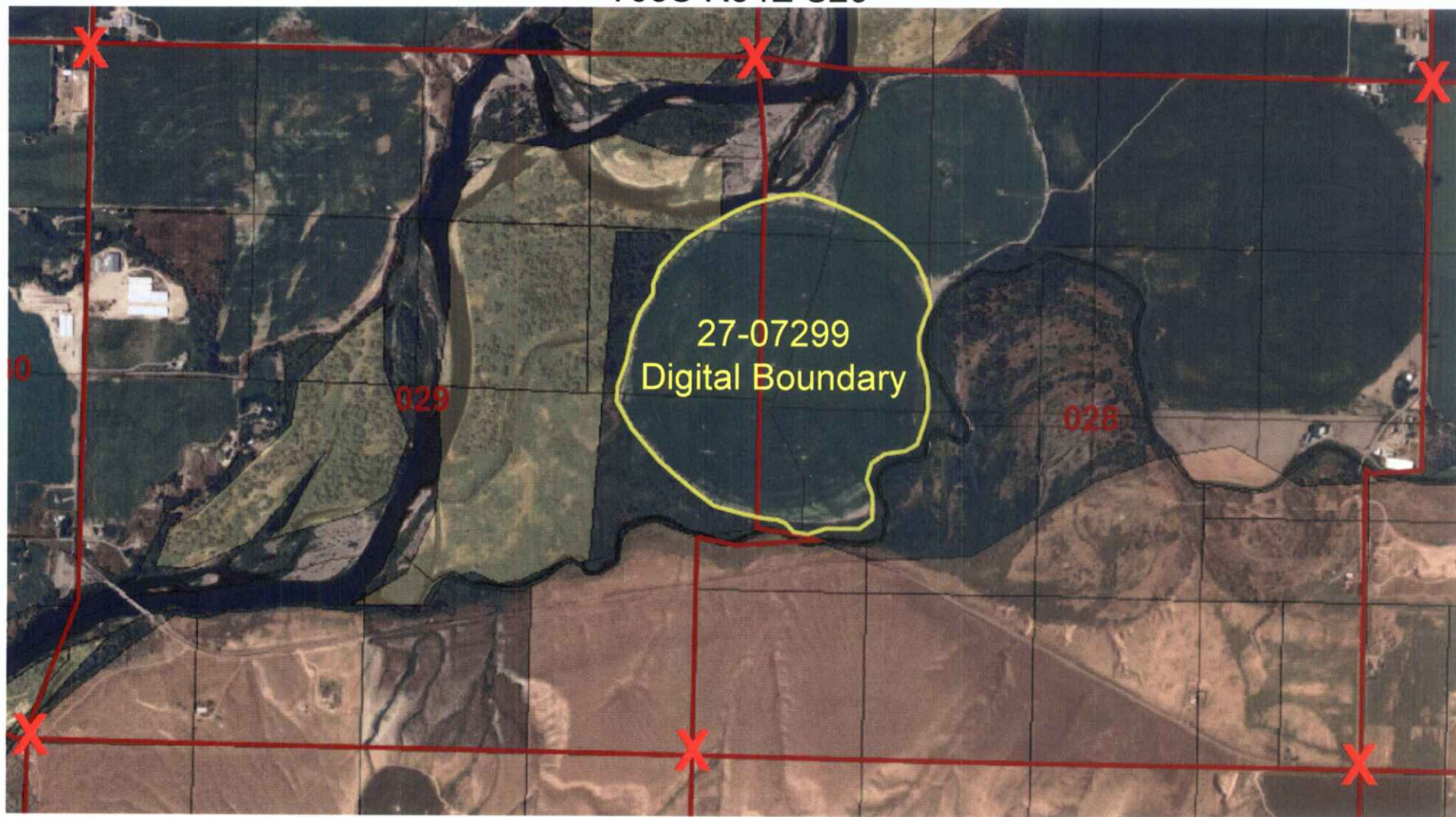
SCALE IN CHAINS

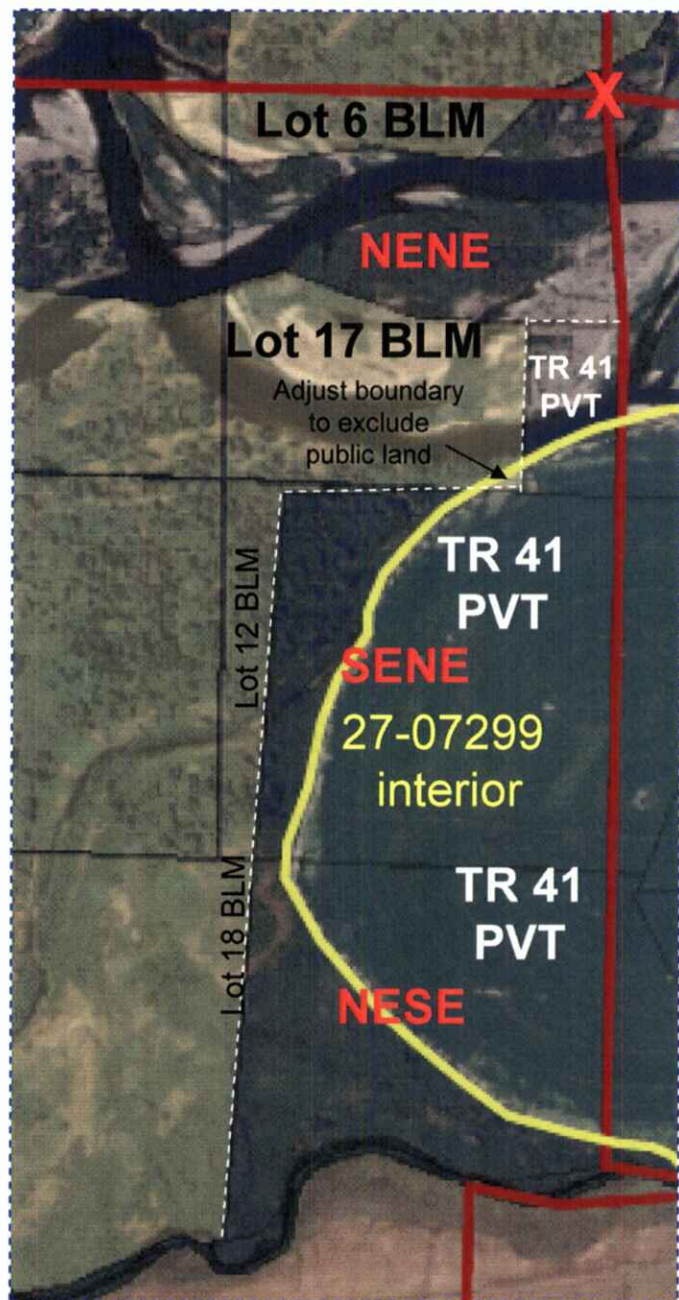
IDAHO FALLS DISTRICT SEC 15
SODA SPRINGS

Snake River

Lat 43°06'42" N
Long 112°23'30" W

27-07299
T03S R34E S29





27-07299
T03S R34E S29

