

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 27-07452
(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: P4 Production, LLC

Address: P.O. Box 816; Soda Springs, Idaho 83276

Name: State of Idaho, Dept. of Lands

Address: 954 W. Jefferson; P.O. Box 83720; Boise, Idaho 83720-0050

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~~ ^{these} POUs.

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)

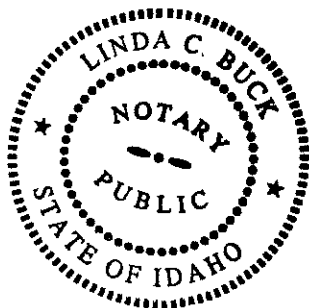
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

David May, F. LAD
(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:

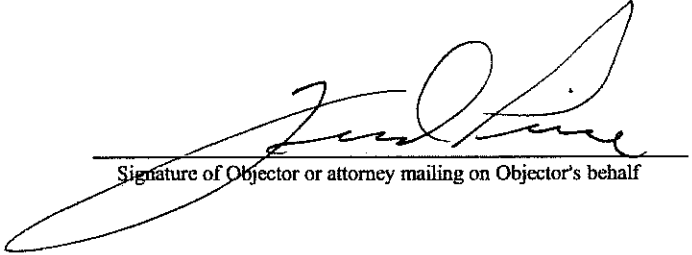
Name: P4 Production, LLC
Address: P.O. Box 816; Soda Springs, Idaho 83276
Name: State of Idaho, Dept. of Lands
Address: 954 W. Jefferson; P.O. Box 83720; Boise, Idaho 83720-0050
Name:
Address: ;
Name:
Address: ;

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: 27-7452
NAME AND ADDRESS: P4 PRODUCTION LLC
PO BOX 816
SODA SPRINGS ID 83276

STATE OF IDAHO
DEPT OF LANDS
954 W JEFFERSON
PO BOX 83720
BOISE ID 83720-0050

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.300 CFS
16.80 AFY

PRIORITY DATE: 01/06/1989

POINT OF
DIVERSION: T06S R43E S21 SWNE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
MINING	03/01 10/01	0.300 CFS

PLACE OF USE: MINING Within CARIBOU County

T06S R43E S16	NENE	T06S R43E S16	SWNE
T06S R43E S16	NENW	T06S R43E S16	NWNW
T06S R43E S16	SWNW	T06S R43E S16	SENE
T06S R43E S16	NESW	T06S R43E S16	NWSW
T06S R43E S16	SWSW	T06S R43E S16	SESW
T06S R43E S16	NESE	T06S R43E S16	NWSE
T06S R43E S16	SWSE	T06S R43E S16	SESE
T06S R43E S21	NENE	T06S R43E S21	NWNE
T06S R43E S21	SWNE	T06S R43E S21	SENE
T06S R43E S21	NENW	T06S R43E S21	SWSW
T06S R43E S21	SESW	T06S R43E S21	NESE
T06S R43E S21	NWSE	T06S R43E S21	SWSE
T06S R43E S22	SWNW	T06S R43E S22	NESW
T06S R43E S22	NWSW	T06S R43E S22	SWSW
T06S R43E S22	SESW	T06S R43E S22	SWSE
T06S R43E S25	NWSW	T06S R43E S25	SWSW

BLM does not manage minerals at this location and holds no opinion on these POUs.

Authorized Lease

Note: BLM manages minerals on all lands described above with the exception of T06S R43E S16 & S1/2 S32. All POUs not under the P4 Production LLC leases are not authorized for mining purposes by P4 Production LLC.

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

T06S R43E S25	SESW	T06S R43E S26	NWNE
T06S R43E S26	SWNE	T06S R43E S26	SENE
T06S R43E S26	NESE	T06S R43E S26	NWSE
T06S R43E S26	SESE	T06S R43E S27	NENE
T06S R43E S27	NWNE	T06S R43E S27	SWNE
T06S R43E S27	SENE	T06S R43E S27	NENW
T06S R43E S27	NESE	T06S R43E S32	NENE
T06S R43E S32	NWNE	T06S R43E S32	SWNE
T06S R43E S32	SENE	T06S R43E S32	NENW
T06S R43E S32	NWNW	T06S R43E S32	SWNW
T06S R43E S32	SENW	T06S R43E S32	NESW
T06S R43E S32	NWSW	T06S R43E S32	SWSW
T06S R43E S32	SESW	T06S R43E S32	NESE
T06S R43E S32	NWSE	T06S R43E S32	SWSE
T06S R43E S32	SESE		

← Authorized Lease

BLM does not manage minerals at this location and holds no opinion on these POUs.

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

The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

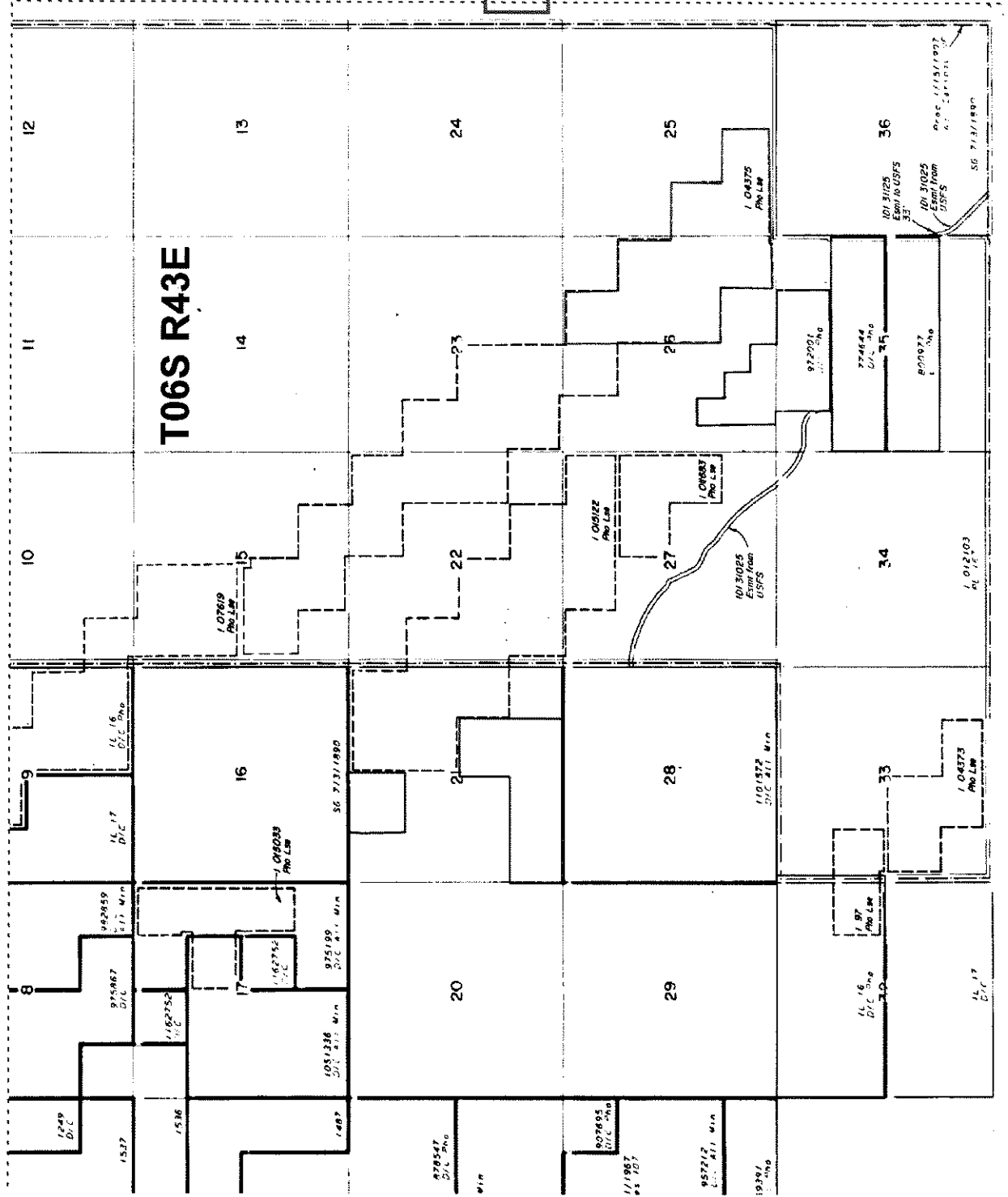
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

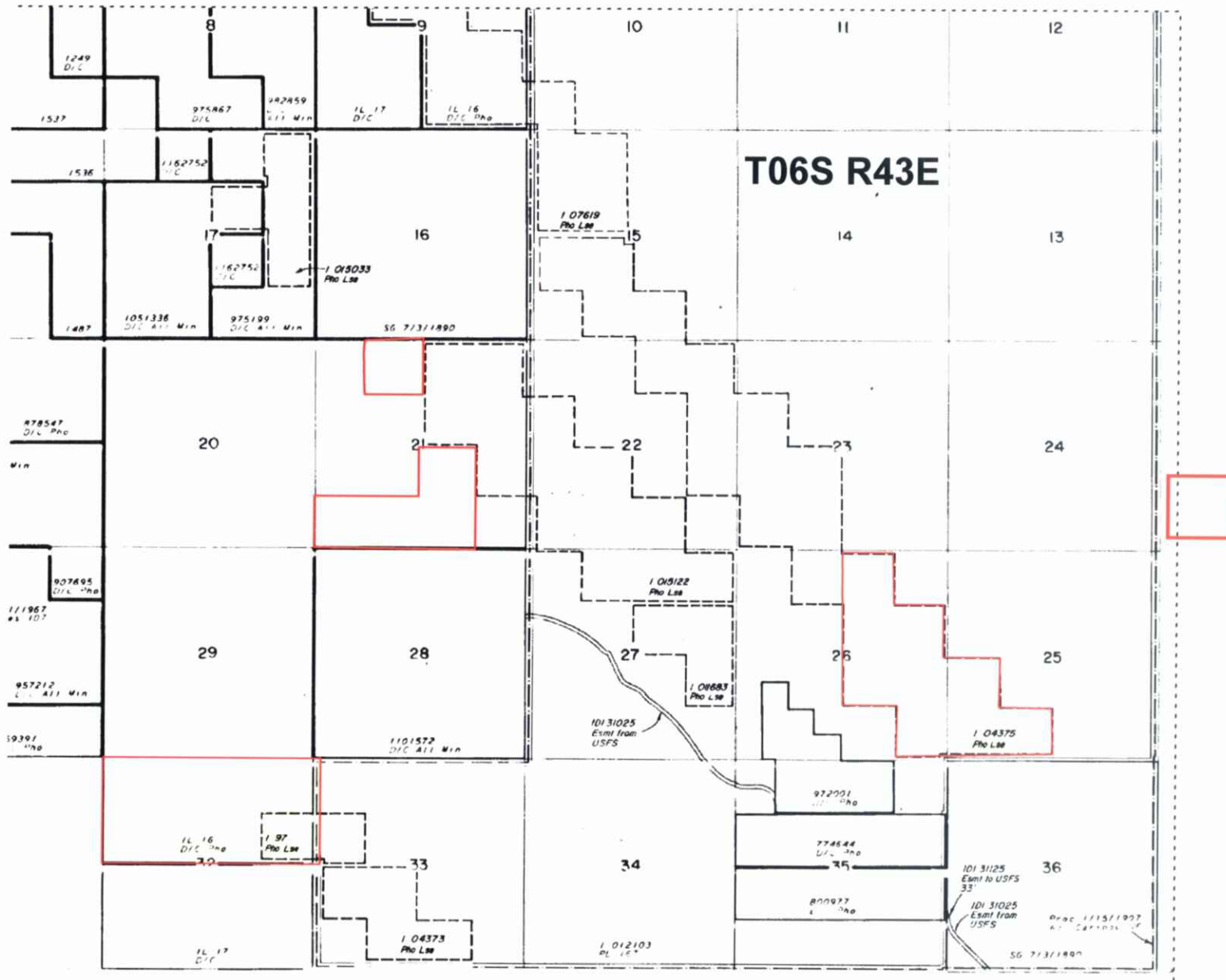
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Note: BLM manages minerals on all lands described above with the exception of T06S R43E S16 & S1/2 S32. All POUs not under the P4 Production LLC leases are not authorized for mining purposes by P4 Production LLC.

Unauthorized Use



27-07452



Unauthorized Use