

DEPARTMENT OF
WATER RESOURCES

**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

A. Subcase 63-00125J

(Insert water right number)

Case No. 39576

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: Farmers Union Ditch Co., LTD.

Address: 2153 N. Pollard; Star, Idaho 83669

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 these POUs.

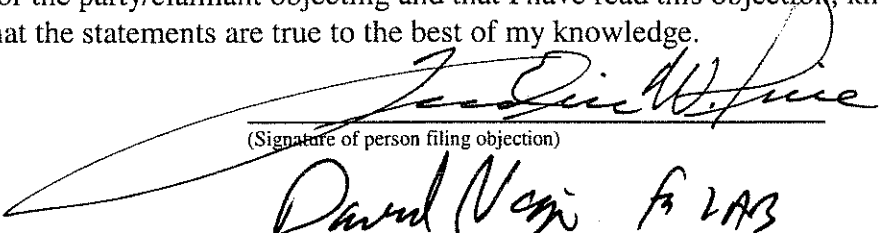
F.

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)

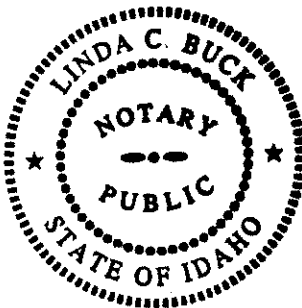
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

David Neji F. LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 29, 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 4-19-, 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:

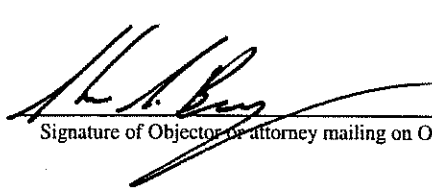
Name: Farmers Union Ditch Co., LTD.
Address: 2153 N. Pollard; Star, Idaho 83669
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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

12/12/2005

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

RIGHT NUMBER: 63-125J

NAME AND ADDRESS: FARMERS UNION DITCH CO LTD
2153 W POLLARD
STAR ID 83669

POUs on BLM:

-Claimant is not authorized to farm public lands

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.260 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1871

POINT OF
DIVERSION: T03N R02E S5 NESENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	0.260 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

8394 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 8394 ACRES WITHIN THE BOUNDARY OF THE FARMERS UNION DITCH COMPANY

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 - Decreed

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-125
THIS RIGHT IS DESIGNATED AS NO 54 IN THE STEWART DECREE AND THE
BOISE WATER MASTERS RECORDS
WATER IS DELIVERED THROUGH THE FARMERS UNION CANAL
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 63-123C, 63-123D, 63-123E, 63-123F,
63-123G, 63-124Q, 63-120C, 63-126F, 63-165M, 63-198AG, 63-248,
63-297, 63-2360, 63-21729, 63-18700, 63-31832, 63-31937

RightID562205

Place(s) of use:

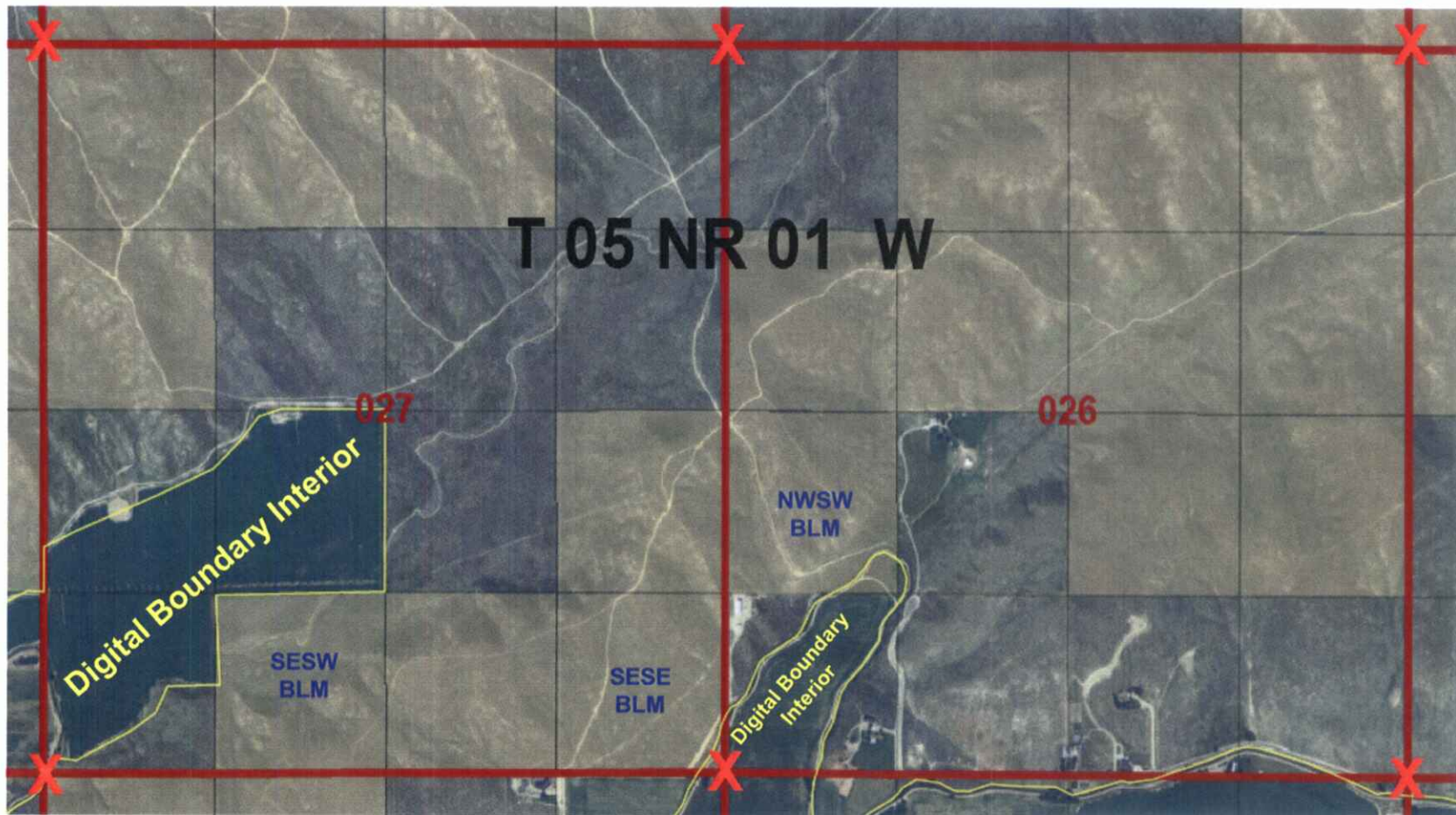
Place of Use Legal Description: IRRIGATION ADA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
04N	01E	2		SWSW										
		3		SWNE			SENE							
			3	NENW		4	NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		4	1	NENE		2	NWNE			SWNE			SENE	
			3	NENW		4	NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		5	1	NENE		2	NWNE			SWNE			SENE	
			3	NENW		4	NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		6	1	NENE		2	NWNE			SWNE			SENE	
			3	NENW		4	NWNW		5	SWNW			SENE	
				NESW		6	NWSW		7	SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		7		NENE			NWNE							
		8		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		9		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW							
				NESE			NWSE							
		10		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		11		NESW			NWSW			SWSW			SESW	
				NWSE			SWSE							
		13		SWNE										
				NWNW			SWNW			SENE				
				NESW			NWSW							
				NESE			NWSE			SESE				
		14		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	

05N	02E	15		NENE		NWNE		SWNE		SENE
		18	3	NWSW		4 SWSW		SESW		
		19		NWNE		1 SWNE		SENW		
	01W			NENW		2 NWNW				
				NESW						
		1	1	NENE		2 NWNE		SWNE		SENE
			3	NENW		SENW				
				NESE						
		2	2	NWNE						
			3	NENW		4 NWNW		SWNW		
		3	1	NENE		2 NWNE		SENE		
			3	NENW		4 NWNW		SWNW		SENW
				NESW		NWSW				
		4	1	NENE		2 NWNE		SWNE		SENE
			3	NENW		4 NWNW		SWNW		SENW
				NESW		NWSW		SWSW		SESW
				NESE		NWSE		SWSE		SESE
		5	1	NENE		2 NWNE		SWNE		SENE
			3	NENW		4 NWNW		SWNW		SENW
				NESW		NWSW		SESW		
				NESE		NWSE		SWSE		SESE
		6	1	NENE		2 NWNE		SWNE		SENE
			3	NENW		4 NWNW	5	SWNW		SENW
				NESE						
	02W	1	1	NENE		2 NWNE		SWNE		SENE
	01E		3	NENW		4 NWNW		SWNW		
		31		SWNE		SENE				
			1	NWNW		2 SWNW		SENW		
				NESW		3 NWSW	4	SWSW		SESW
				NESE		NWSE		SWSE		SESE
		32		SWNW		SENW				
				NESW		NWSW		SWSW		SESW
				SWSE						
		33		SESW		SESE				
				SWSE						
	01W	34		SWSW		NWSW	BLM	SWSW		
		26		NESW		SESE				
				SWSE		NWSW		SWSW		
		27		NESW						
				SESE	BLM					BLM
		28		SESW		SESE				
				SWSE						

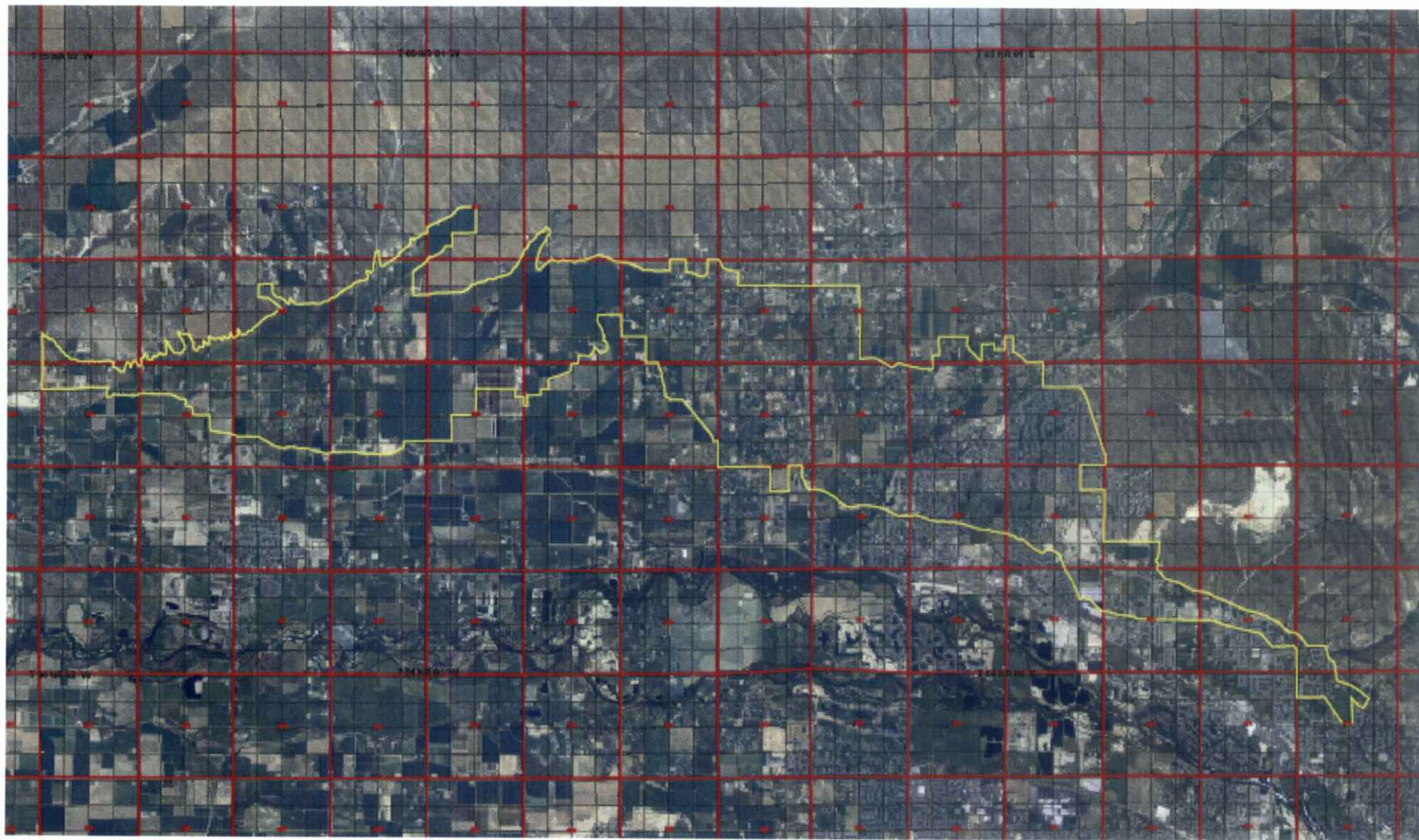
	31	NESW	4	SWSW	SESW	
		NESE	BLM	NWSE	BLM	SESE
	32	SWNE		SENE		
		SENW				
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	33	NENE		NWNE	SWNE	SENE
		NENW		SWNW	SENW	
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	34	NENE		NWNE	SWNE	SENE
		SWNW		SENW		
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	35	NENE		NWNE	SWNE	SENE
		NENW		NWNW	SWNW	SENW
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	36	NENE		NWNE	SWNE	SENE
		NENW		NWNW	SWNW	SENW
		NESW		NWSW	SESW	
		NESE		NWSE	SWSE	SESE
02W	(?36?)	NWSW		SWSW	SESW	
		SWSE		SESE		

63-00120G, 63-00123C, 63-00124Q, 63-00125J, 63-00126F, 63-00165M, 63-00198AG,
63-00248, 63-00297, 63-21729

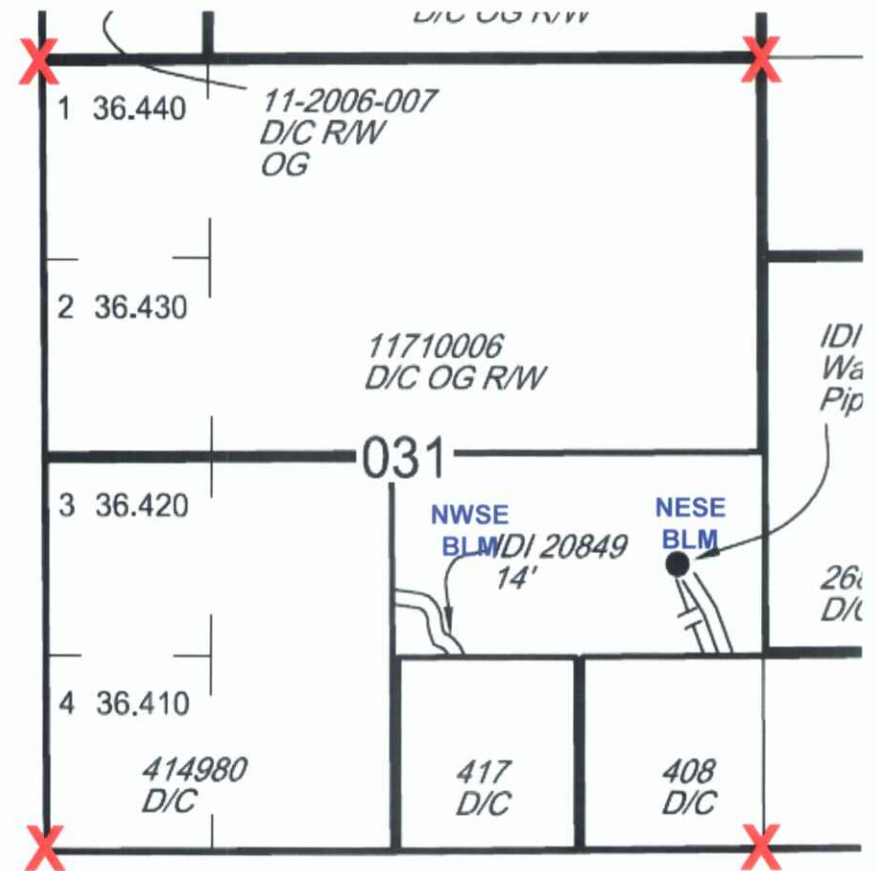
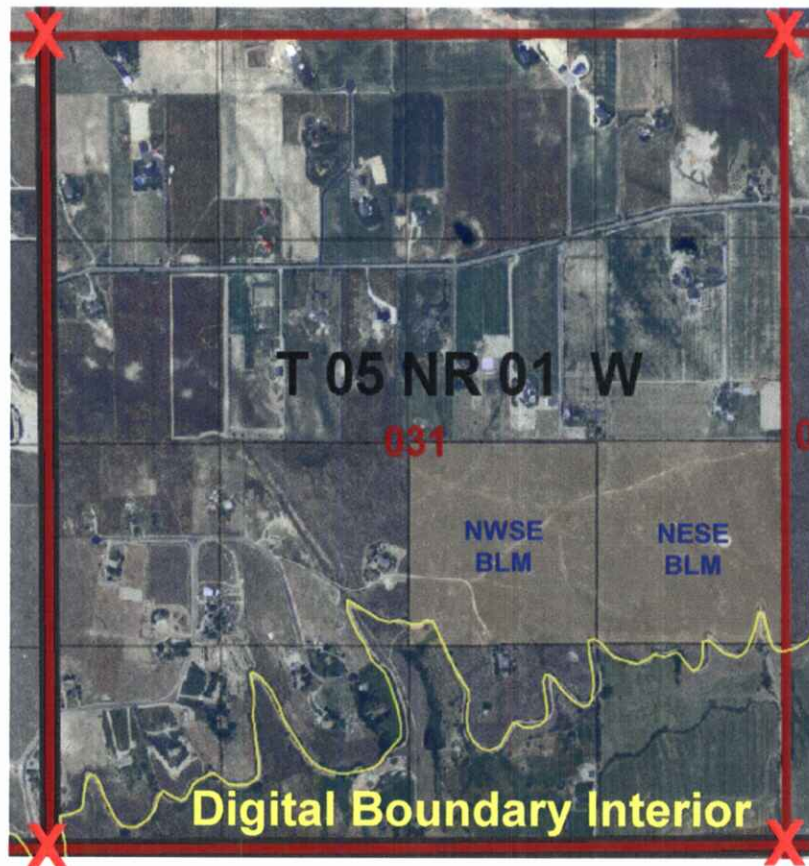


-Remove POUs on BLM from data
and adjust Digital Boundary
accordingly.

63-00120G, 63-00123C, 63-00124Q, 63-00125J, 63-00126F, 63-00165M, 63-00198AG,
63-00248, 63-00297, 63-21729



63-00120G, 63-00123C, 63-00124Q, 63-00125J, 63-00126F, 63-00165M, 63-00198AG,
63-00248, 63-00297, 63-21729



-Remove POUs on BLM from data
and adjust Digital Boundary
accordingly.

ADA COUNTY 001
BOISE OCT SEC 2

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

DR 2788 BLM O CI MAIL (24)
Geogr from appropriation under DUE HE, PS, PLS.
RAPP, X, & General Mining Laws

DOI-25873J April 1982 Final

Survey Pending Group No. 1030
Partial To

DI 34539 SX WD to BLUM DE on 11/22/2004

(continued)

[illegible][illegible]

1. 本表由被调查人填写，填写时请认真、如实、完整地填写，不得涂改、伪造、隐瞒或遗漏重要信息。

[illegible]

Figure 10. The effect of the initial concentration of the monomer on the polymerization of *l*-lysine. The reaction conditions were: $[M]_0 = 0.05$ mol/L, $[K_2S_2O_8]_0 = 0.005$ mol/L, $[H_2O]_0 = 0.05$ mol/L, $T = 40^\circ\text{C}$, $t = 0$ to 120 min.

[illegible][illegible][illegible]

10

Table 1

9

Table 1

Table 1

FOR ORDERS EFFECTING DISPOSAL OR (

MISCELLANEOUS DOCUMENTS

CONVERTED-TIFF; 00/17/2005 17:

LAST VERIF.	BR.
-------------	-----

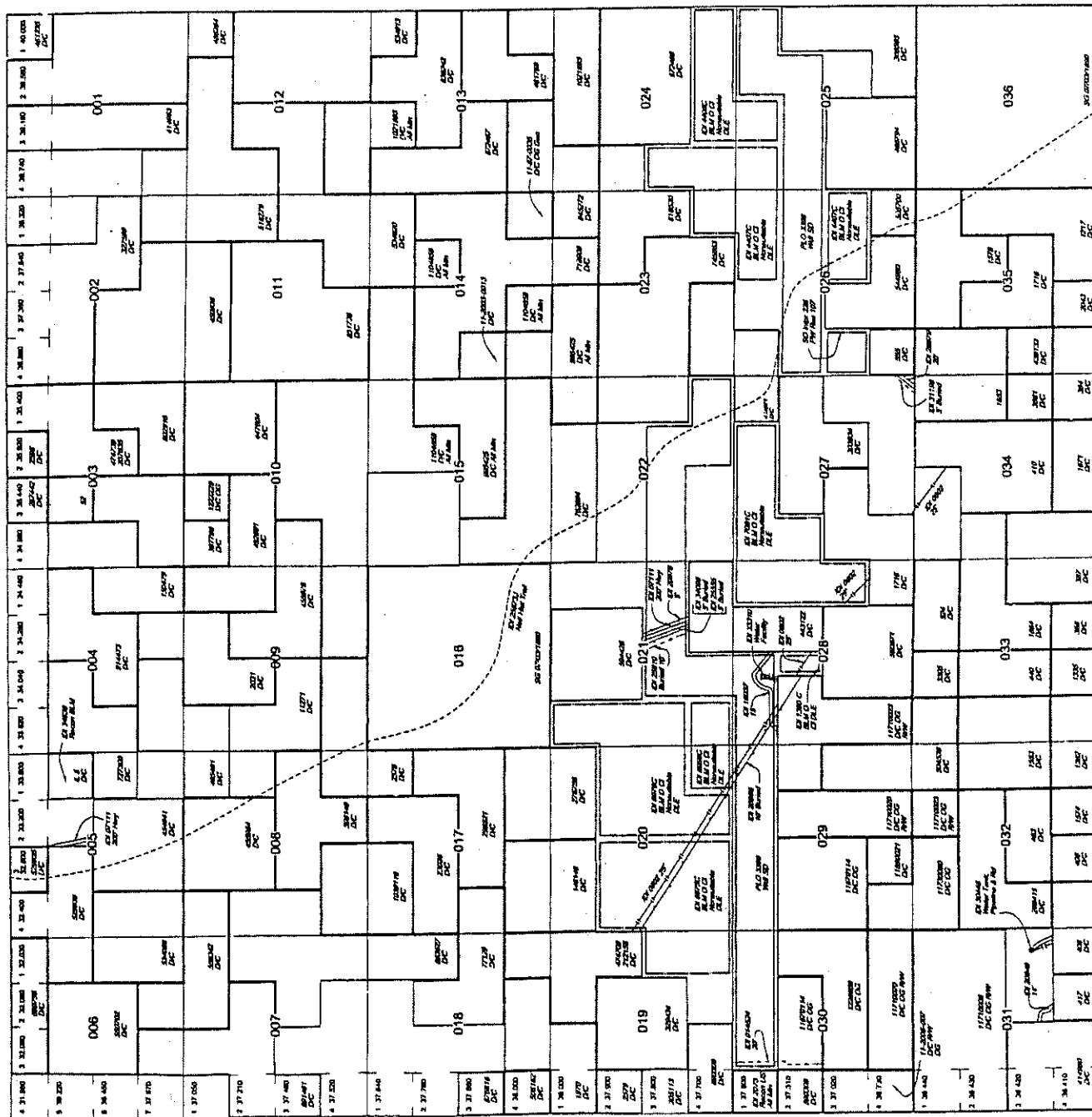
PUBLIC LAND SURVEY SYSTEM (PLSS)

PROJECTED GROSS HAVE SYSTEM: 16A
USERS C/F ACQUIRED: 16A

6370

USE PLATS:

Copyright © 2006 John Wiley & Sons, Ltd.



DISCLAIMER

The plot is a graphic display of the Bureau of Land Management's (BLM) report of the land ownership survey data. Records have to be entered into a computer and then the data are plotted. The plot is a graphic display of the BLM's report of the land ownership survey data. Records have to be entered into a computer and then the data are plotted. The plot is a graphic display of the BLM's report of the land ownership survey data. Records have to be entered into a computer and then the data are plotted.

SCALE 10-14

SCALE in feet

0 500 1000 2000

U.S. Bureau of Land Management - Idaho State Office
1357 S. Virnell Way Boise, Idaho 83709
(208) 373-4000

Will Wray Books, Kansas 66709
204) 373-4000