

RECEIVED
JUL 23 2006
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

Case No. 39576

A. Subcase 63-00297
(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: 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)

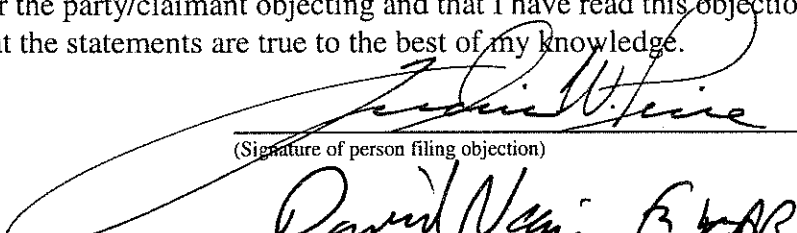
State of Idaho)

) ss.

County of ADA)

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

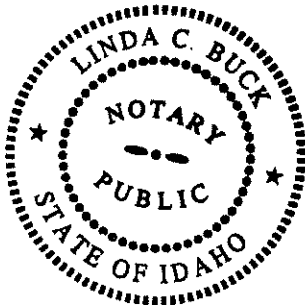
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

David Nagi RAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 19, 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:

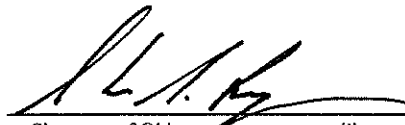
Name: Farmers Union Ditch Co., LTD.
Address: 2153 N. Pollard; Star, Idaho 83669
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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: 63-297
NAME AND ADDRESS: FARMERS UNION DITCH CO LTD
2153 N POLLARD
STAR ID 83669

POUs on BLM:
-Claimant is not authorized to farm public lands

SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 54.460 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: 07/02/1894
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	54.460 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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-123C, 63-123D, 63-123E, 63-123F, 63-123G, 63-124Q, 63-125J, 63-126F, 63-165M, 63-198AG, 63-248, 63-120G, 63-2360, 63-21729, 63-18700, 63-11832, 63-31937

WATER IS DELIVERED THROUGH THE FARMERS UNION CANAL

RightID562213

Place(s) of use:

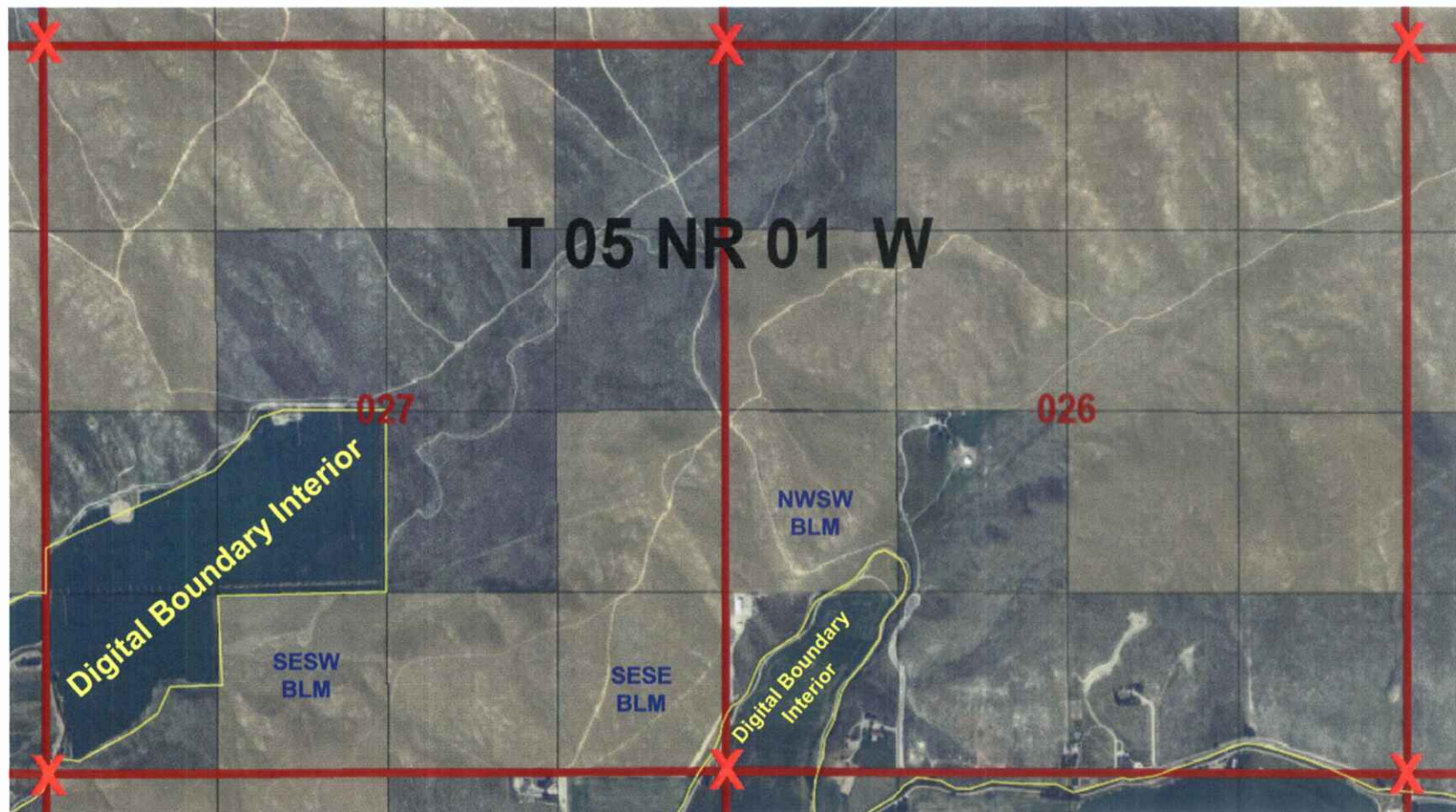
Place of Use Legal Description: IRRIGATION ADA County

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

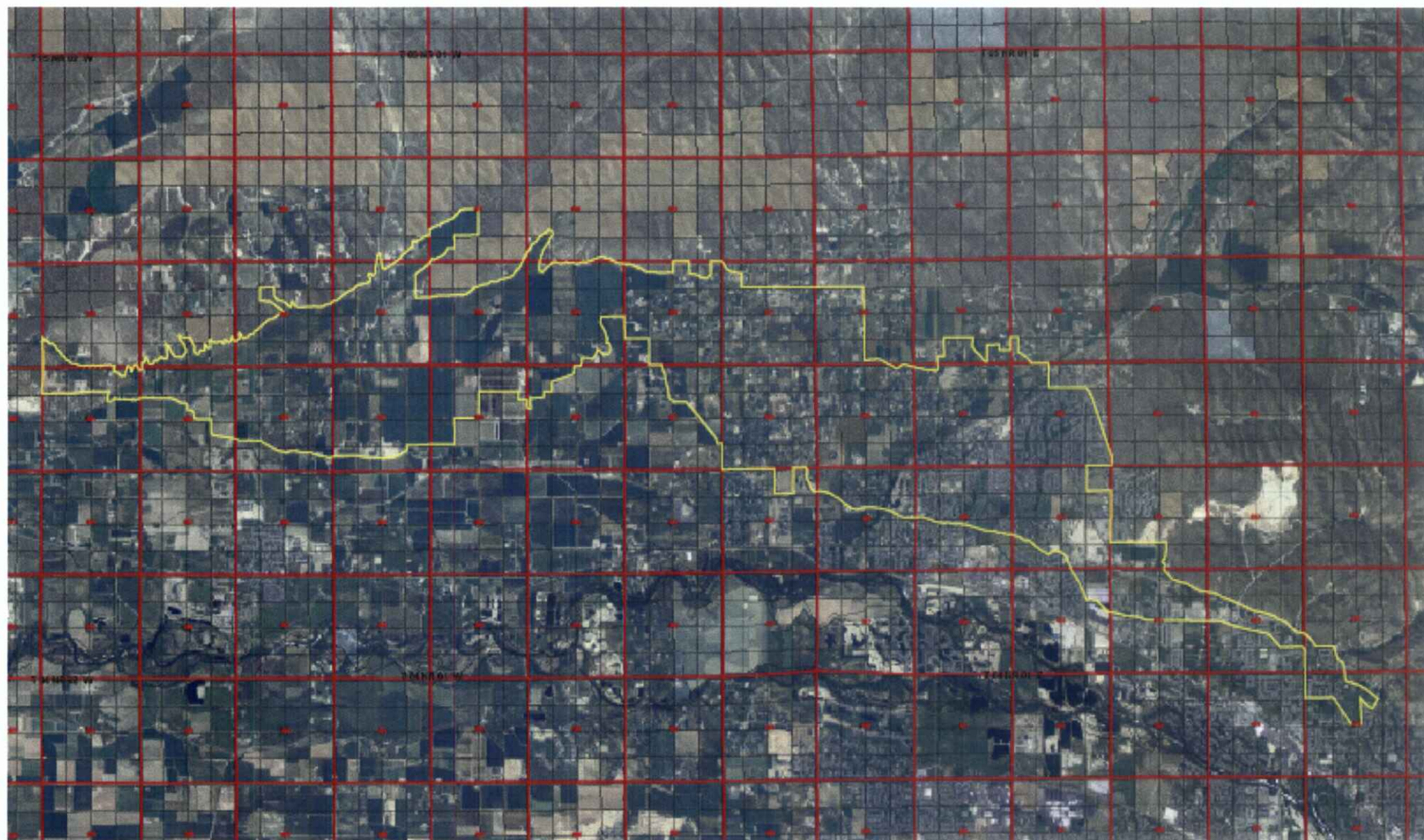
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		NESE	BLM	NWSE	BLM	SESE
	32	SWNE		SENE		
		SENE				
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	33	NENE		NWNE	SWNE	SENE
		NENW		SWNW	SENE	
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	34	NENE		NWNE	SWNE	SENE
		SWNW		SENE		
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	35	NENE		NWNE	SWNE	SENE
		NENW		NWNW	SWNW	SENE
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
	36	NENE		NWNE	SWNE	SENE
		NENW		NWNW	SWNW	SENE
		NESW		NWSW	SESW	
		NESE		NWSE	SWSE	SESE
02W	(736?)	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

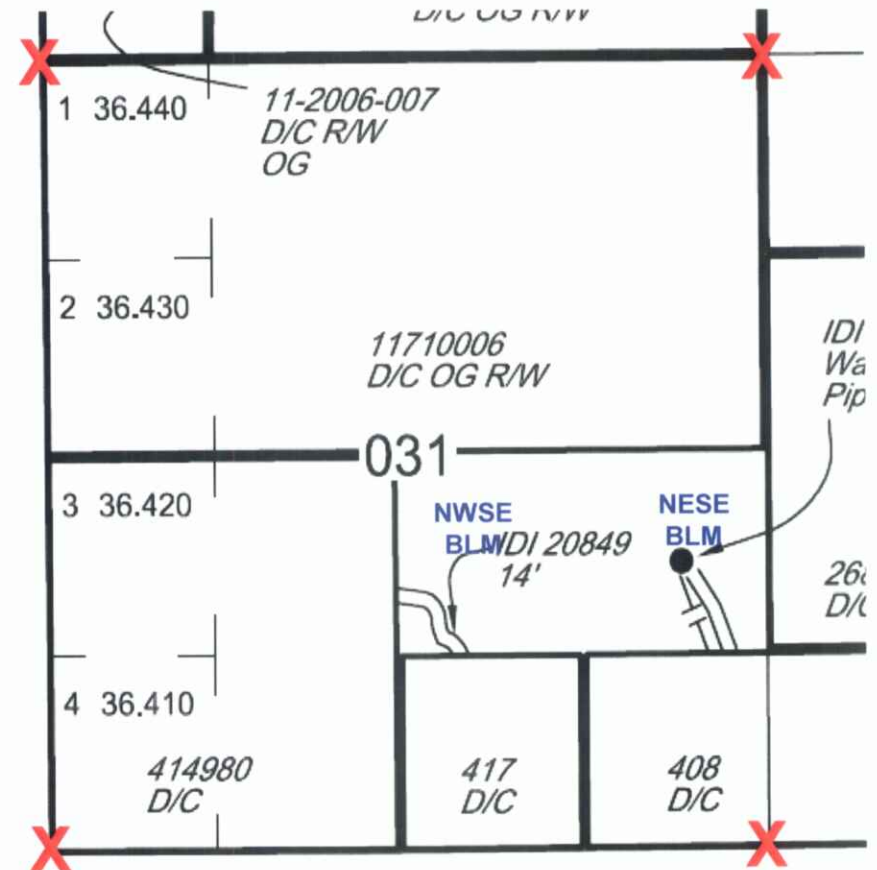
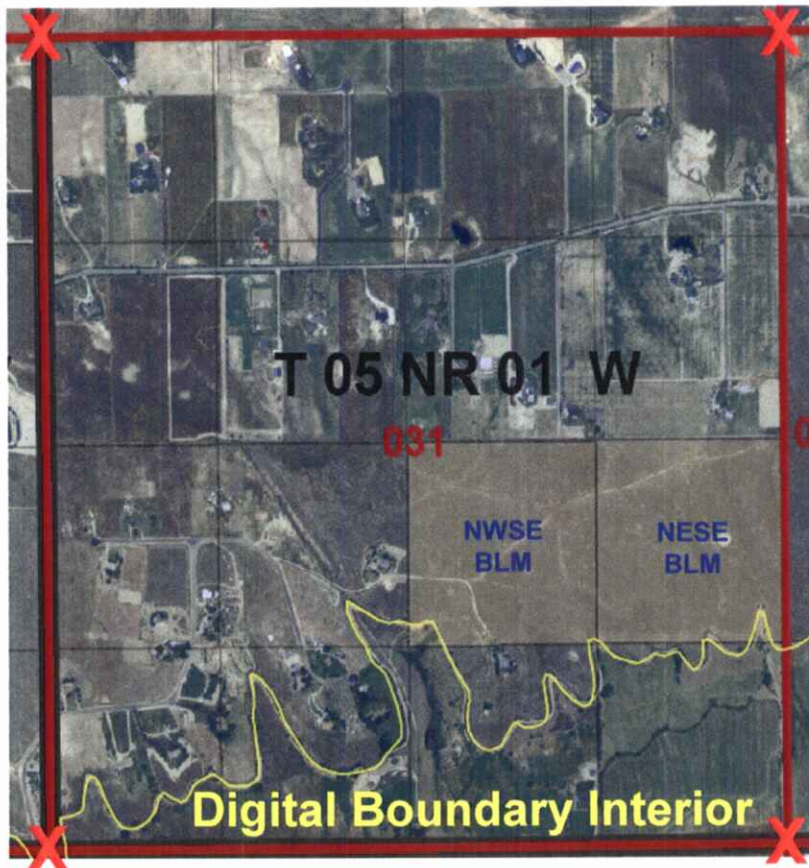


-Remove POUs on BLM from data
and adjust Digital Boundary
accordingly.

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 PROJECT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

MD: 2708 BLM O C I Mkt Use
Sage from appropriation under DNE, HE, PS, PLS.
RAPP X & general mining laws
Sec 30: lot 1

TOL 25873J Nat Hist Trul
 Historical information only, does not denote
 public access

Survey Pending Group No. 1086
Parish Tp

ON 34239 SX HD 10 BL M OE ON 11/22/2004
Sec 5: SENE

Figure 1. Schematic representation of the experimental design. The subjects were divided into two groups: the control group (CG) and the experimental group (EG). The CG was divided into two subgroups: the control group (CG) and the control group (CG). The EG was divided into two subgroups: the experimental group (EG) and the experimental group (EG). The subjects were divided into two groups: the control group (CG) and the experimental group (EG). The CG was divided into two subgroups: the control group (CG) and the control group (CG). The EG was divided into two subgroups: the experimental group (EG) and the experimental group (EG).

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[illegible]

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

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[illegible]

Figure 1. A schematic diagram illustrating the experimental design. The figure shows a sequence of events starting from "Random assignment to treatment groups". This leads to two parallel paths: "Control group" and "Treatment group". Both groups undergo "Baseline assessment". Following this, the "Control group" receives "No intervention", while the "Treatment group" receives "Intervention". Both groups then proceed to a "Post-intervention assessment". Finally, both groups are evaluated at a "Follow-up assessment".

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LAND REFER TO INDEX OF

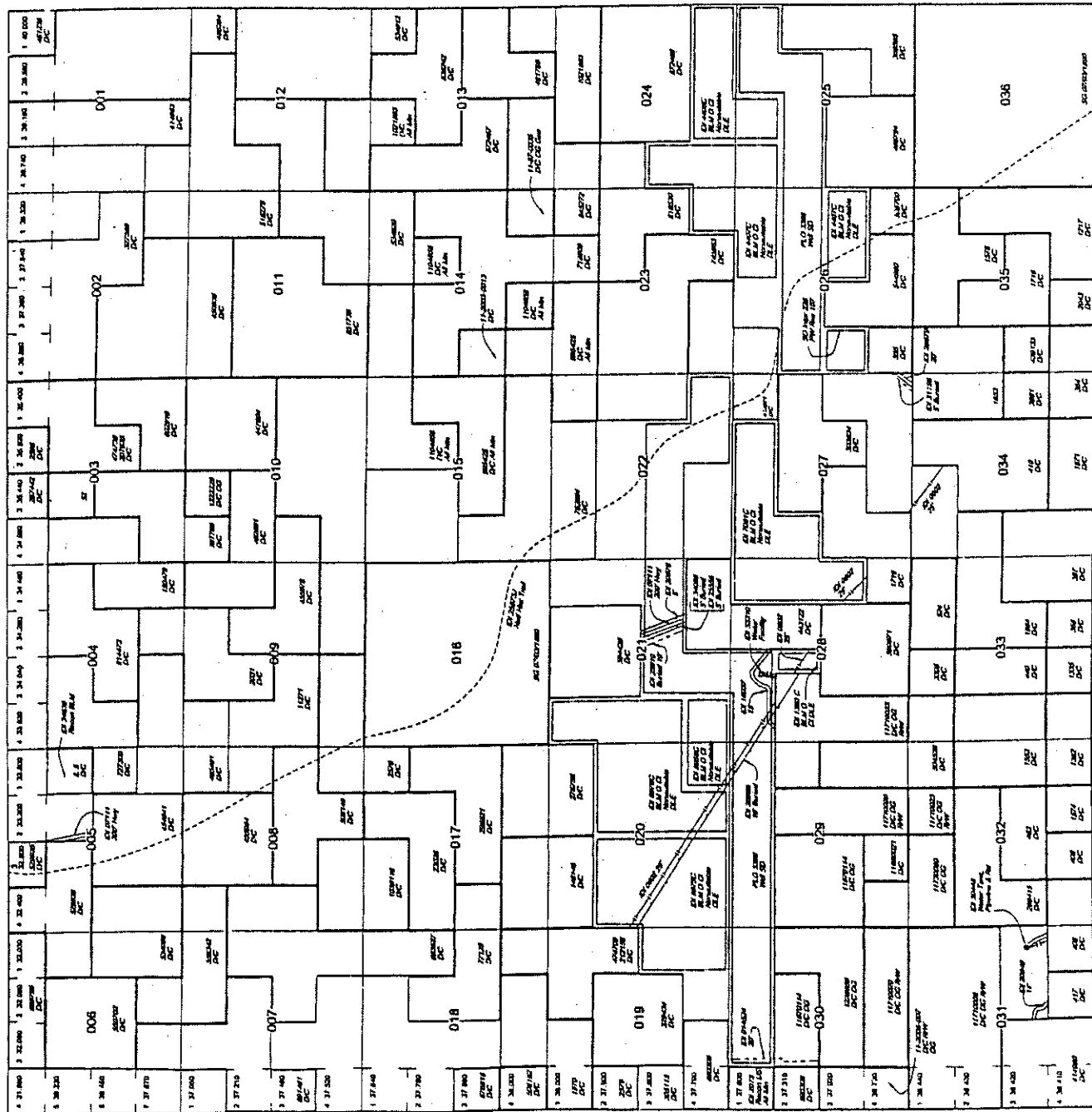
[illegible]

CONVERTED-TRF:	03/17/2008	BY:	LFL
LAST UPDATED:	01/09/2008	BY:	OWS

POSTED TO PUB. RECORDS \$
PUBLIC LAND SURVEY SYSTEM (PLSS)
FEB 1984

USFS OFF ACQUIRED: N/A
PROJECTED COORDINATE SYSTEM: UTM ZONE 11N
NOTE:

1.66 IN ATC:



DISCLAIMER:

This post is only a partial display of the Bureau of Land Management's (BLM) Record of Decision (ROD) Record of Decision for the proposed action. The ROD is a legal document that describes the proposed action, the alternatives considered, and the impacts of the proposed action. The ROD is available for public review and comment. For more information, visit the BLM website at www.blm.gov.

U.S. Bureau of Land Management - Idaho State Office
1357 S. Vineyard Way Boise, Idaho 83729

SCALE in hours		
3000	0	1000 2000 3000
		4075

SCALE in hours		
3000	0	1000 2000 3000
		4075