

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 21-04094
(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: Mickelsen 7 Ranch, LLP
Address: 5057 N 5th W; Idaho Falls, Idaho 83401

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.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

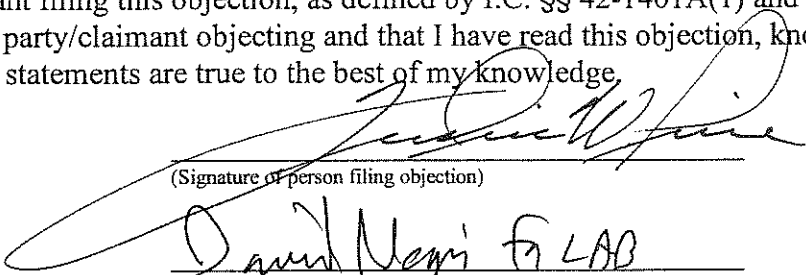
) ss.

County of ADA

)

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

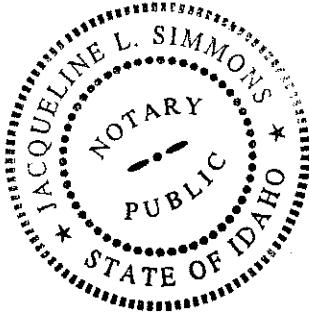
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

David Morris for LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 23rd of May 2006

Jacqueline L. Simmons
Jacqueline L. Simmons



Notary Public for State of Idaho

Residing at: Boise, ID.

My Commission Expires: 04-07-2011

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 May 23, 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: Mickelsen 7 Ranch, LLP
Address: 5057 N 5th W; Idaho Falls, Idaho 83401

Name:
Address: ;

Name:
Address: ;

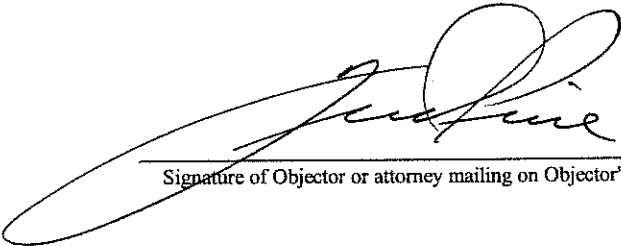
Name:
Address: ;

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

01/12/2008

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

RIGHT NUMBER: 21-4094
NAME AND ADDRESS: MICKELSEN 7 RANCH
5057 N 5TH W
IDAHO FALLS ID 83401

POU on BLM:

-Claimant is not authorized to farm public lands.

SOURCE: BOOTJACK CREEK
QUANTITY: 8.460 CFS

TRIBUTARY: SAWTELL CREEK

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/21/1925

POINT OF DIVERSION: T14N R43E S2 NWNWNW Lot 4 Within FREMONT County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	5/01 10/01	8.460 CFS
STOCKWATER	5/01 11/01	0.130 CFS

PLACE OF USE: IRRIGATION Within FREMONT County

BLM	T14N R43E S02 Lot 3 NENW	1.10	T14N R43E S02 Lot 4 NWNW	20.00
	T14N R43E S02 SWNW	15.00	T14N R43E S02 SENW	17.00
	T14N R43E S02 NESW	40.00	T14N R43E S02 NWSW	15.00
	T14N R43E S02 SWSW	15.00	T14N R43E S02 SESW	40.00
	T14N R43E S02 NESE	4.80	T14N R43E S02 NWSE	31.00
	T14N R43E S02 SWSE	40.00	T14N R43E S02 SESE	37.00
	T14N R43E S11 NENE	40.00	T14N R43E S11 NWNE	40.00
	T14N R43E S11 SWNE	26.00	T14N R43E S11 SENE	34.00
	T14N R43E S11 NENW	36.00	T14N R43E S11 NWNW	6.80
	T14N R43E S11 SENW	3.70		
	STOCKWATER same as IRRIGATION			

462.4 ACRES TOTAL

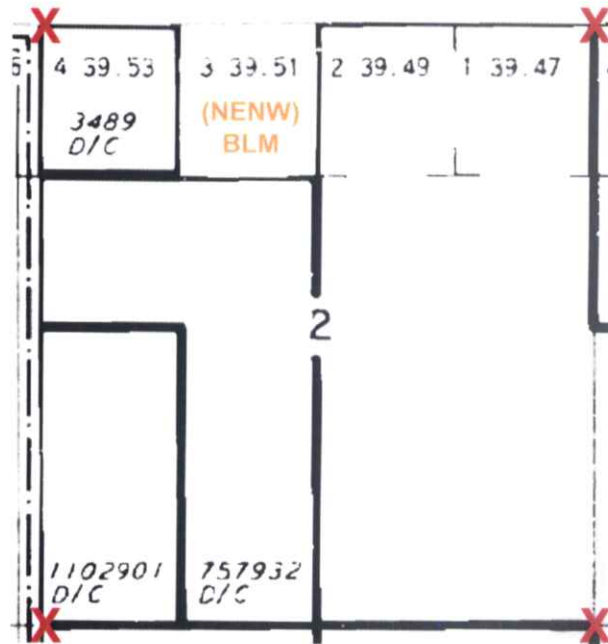
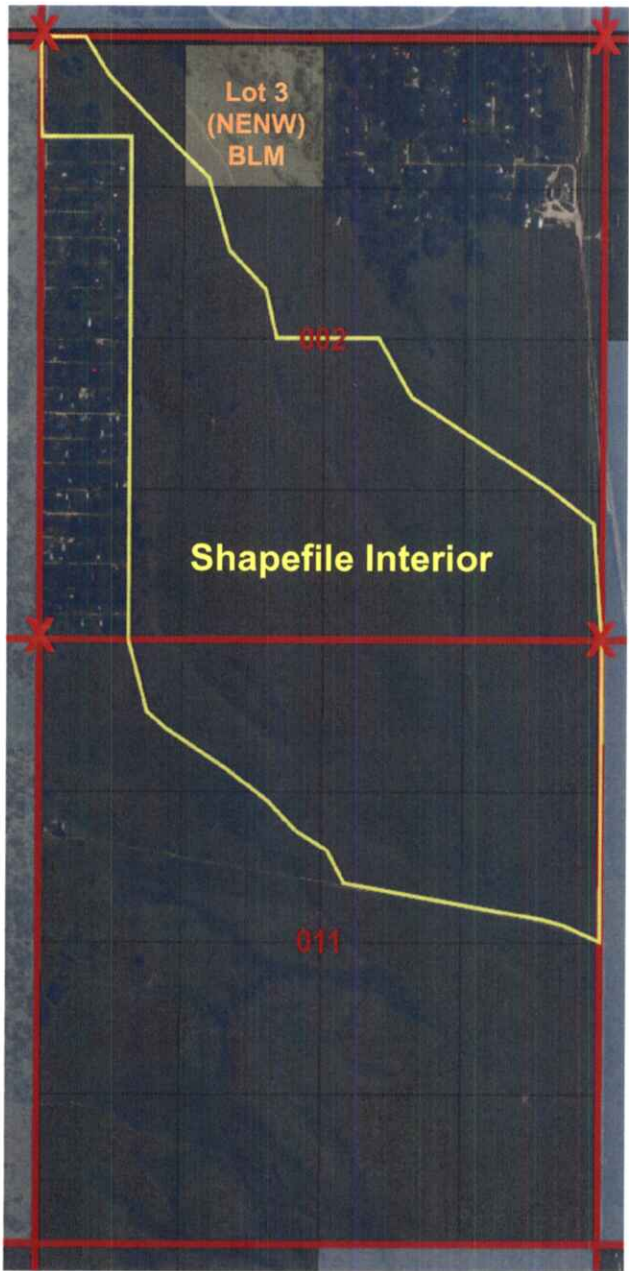
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

21-04094
T14N R43E



-Claimant is not authorized to farm public lands. Remove T14N R43E S02 Lot 3 (NWNE) from recommendation and adjust shapefile accordingly.

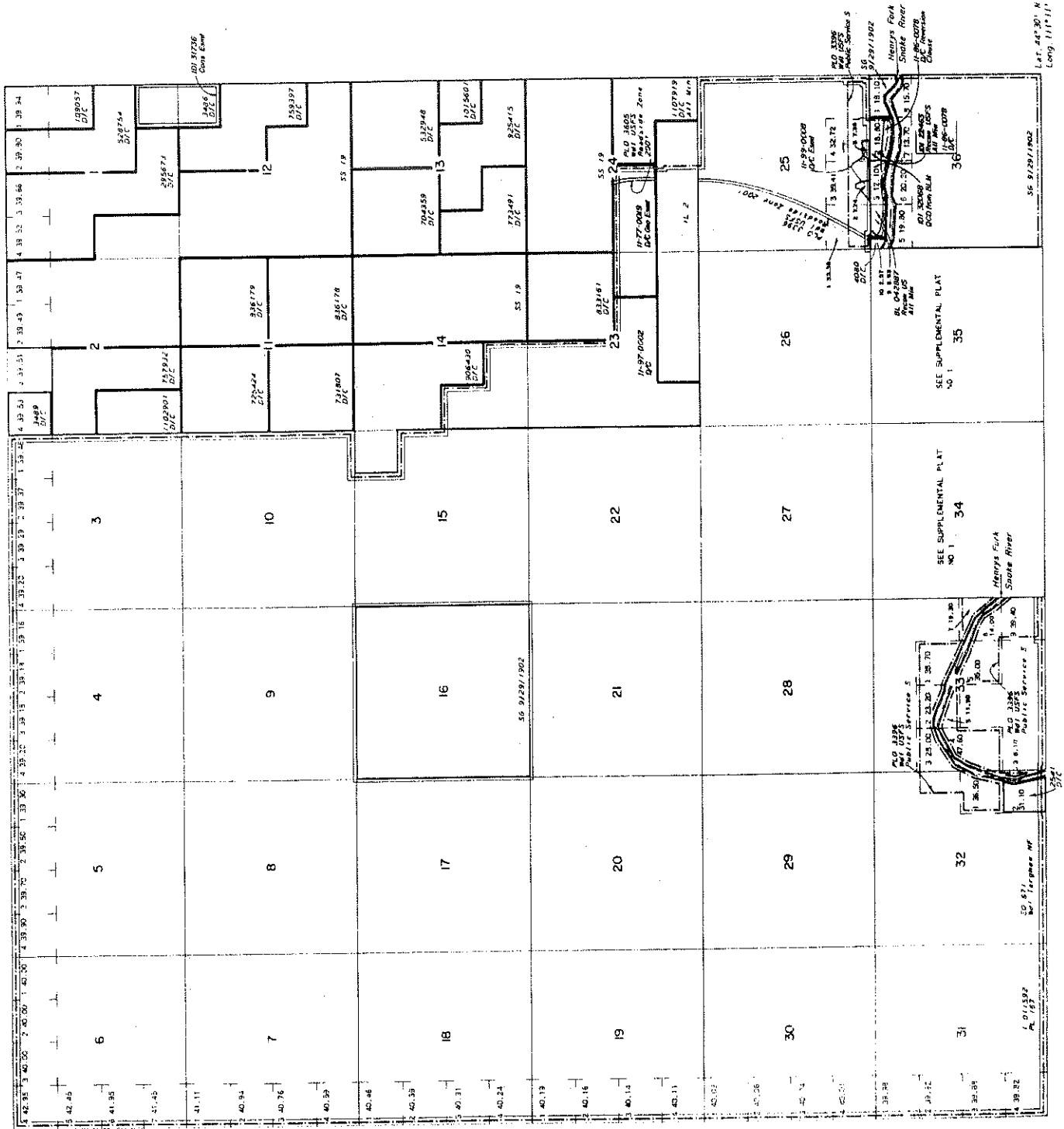
FREMONT COUNTY 043
CAMO FALLS DISTRICT SEC 15

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

[illegible]

1 011592 Oct 24 157 (Act of Cong 7/23/1955)
completed 4/12/1961. All NF surface Mgmt by USFS

IDI 31220 QCD from USFS All Min
 Sec 36: MA 0 0.130



Long. 111° 11'

MATH OBJECTIVES