

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 21-12908
(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: Egin Bench Canals, Inc.
Address: P.O. Box 15; St. Anthony, Idaho 83445

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 a portion of the use is claimed. Use of Federal land is not authorized and the digital boundary should not include public land.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

) ss.

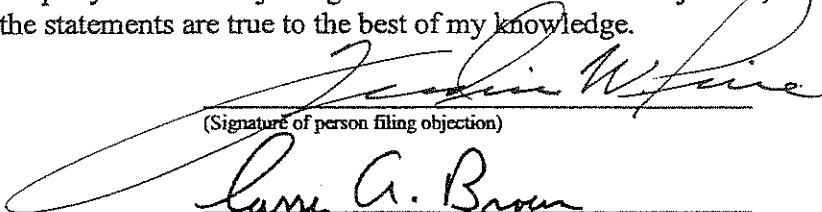
County of ADA

)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

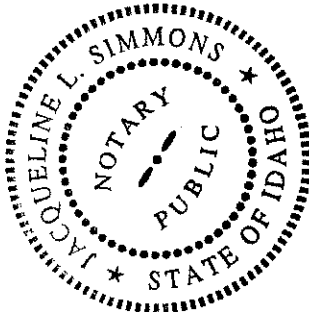
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

Larry A. Brown
(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 24, 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:

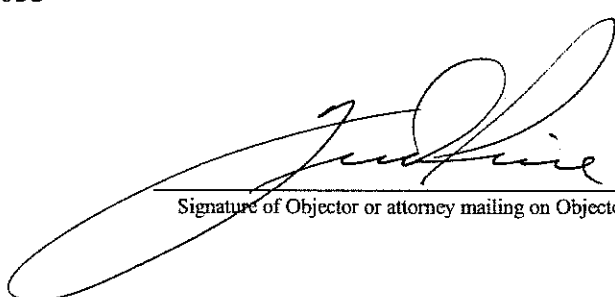
Name: Egin Bench Canals, Inc.
Address: P.O. Box 15; St. Anthony, Idaho 83445
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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

01/12/2006

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

RIGHT NUMBER: 21-12908
NAME AND ADDRESS: EGIN BENCH CANALS INC
PO BOX 15
ST ANTHONY ID 83445

POUs on BLM

SOURCE: HENRYS FORK TRIBUTARY: SNAKE RIVER
QUANTITY: 24.000 CFS
PRIORITY DATE: 04/01/1939

POINT OF
DIVERSION: T07N R40E S1 SENW Within FREMONT County
T08N R41E S33 NENW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	24.000 CFS

PLACE OF USE:

14596 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.

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

RightID585255

Place(s) of use:

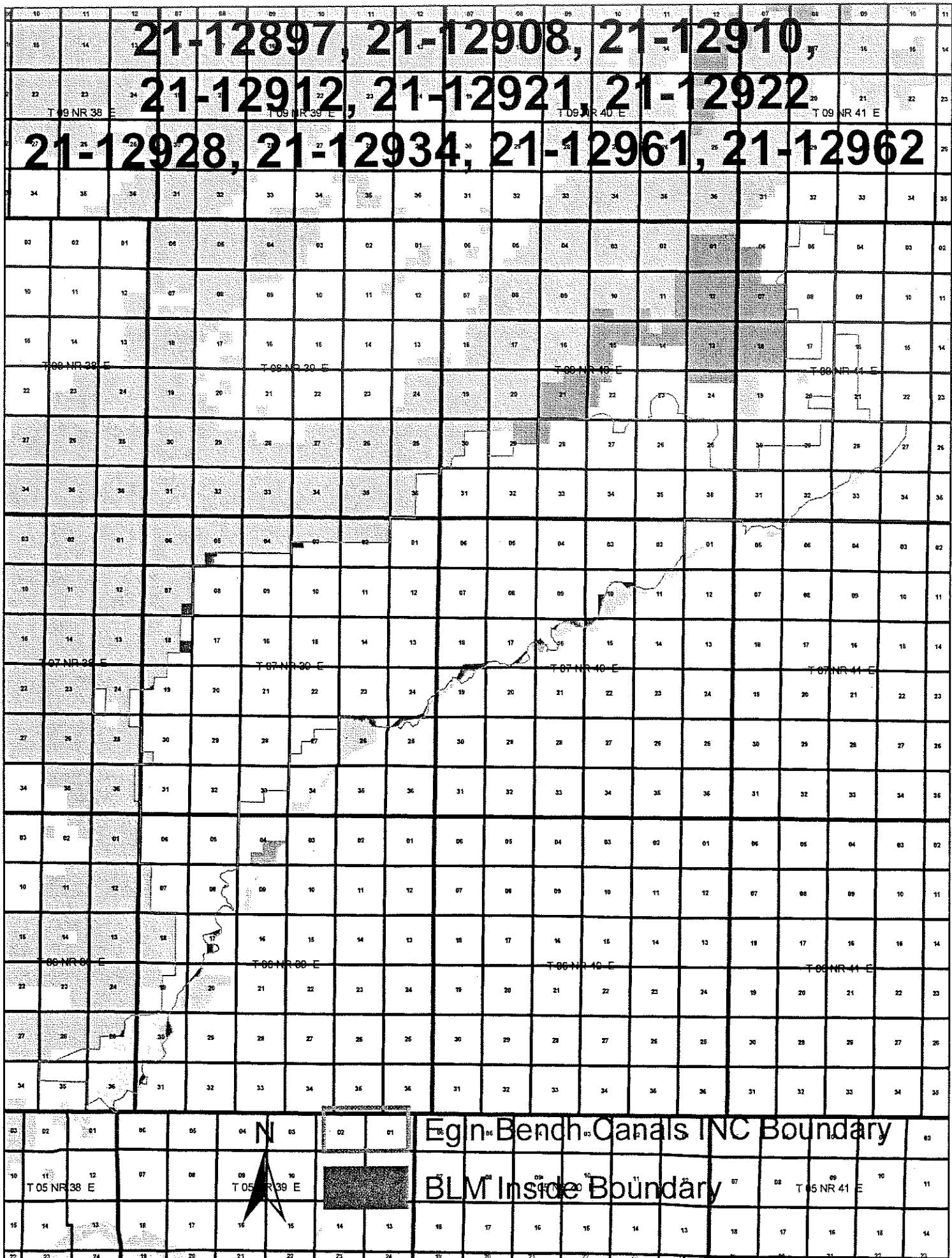
Place of Use Legal Description: IRRIGATION FREMONT County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	39E	1		NENE	20		NWNE	10		SWNE	20		SENE	30
				SWNW	20		SENE	20						
				NESW	30		NWSW	23						
				NESE	33		NWSE	20		SWSE	12		SESE	40
			11	NESE	20		NWSE	34		SWSE	40		SESE	20
			12	SWNE	40		SENE	40						
				NESW	40		NWSW	31		SWSW	12		SESW	40
				NESE	40		NWSE	40		SWSE	40		SESE	38
			13	NENE	40		NWNE	24		SWNE	20		SENE	20
				NESW	40		SESW	40						
				NESE	40		NWSE	40		SWSE	40		SESE	40
			14	NENE	37		NWNE	38		SWNE	40		SENE	40
				NENW	40		NWNW	40		SWNW	24		SENE	24
			15	SWNE	40		SENE	40						
				NENW	40		NWNW	40		SWNW	40		SENE	40
				NESW	18		SWSW	30		SESW	40			
				NESE	40		NWSE	40		SWSE	40		SESE	40
			21	NENE	40		NWNE	40		SWNE	40		SENE	40
				NESW	40		NWSW	40		SWSW	40		SESW	40
				NESE	40		NWSE	40		SWSE	40		SESE	40
			22	NENE	33		NWNE	32		SWNE	40			
				NENW	40		NWNW	40		SWNW	40		SENE	40
			27	NWNW	12		SWNW	13						
				NWSW	40									
			28	NENE	40		NWNE	38		SWNE	40		SENE	40
				NENW	40		NWNW	40		SWNW	40		SENE	40
				NESE	24		SWSE	24		SESE	40			
			33	NENE	40		NWNE	40		SWNE	40			
				NENW	40		NWNW	40		SWNW	40		SENE	40
				NESW	40		NWSW	36		SESW	35			
	40E	2		SWNE	40		SENE	40						
				SENE	40									
				NESW	40									
				NESE	35		NWSE	40		SWSE	15			
			3	SWSW	19		SESW	5						

		4	NWNW	28	SWNW	2	SENE	5		
			SWSW	20	SESW	40				
			SESE	40						
		5	NENE	40	NWNE	40	SWNE	40	SENE	20
			NENW	40	NWNW	37	SWNW	14	SENE	14
			NWSW	9	SWSW	40	SESW	40		
			NESE	5	NWSE	40	SWSE	29	SESE	3
		6	NENE	40	NWNE	40	SWNE	40	SENE	40
			NESE	40	NWSE	40	SWSE	40	SESE	40
		7	NENE	40	NWNE	40	SWNE	40	SENE	40
			NENW	40	NWNW	40	SWNW	40	SENE	40
			NESW	40	NWSW	40	SWSW	33	SESE	37
			NESE	40	NWSE	40	SWSE	40	SESE	17
		8	NENE	40	NWNE	40	SWNE	40	SENE	40
			NENW	40	NWNW	40	SWNW	40	SENE	40
			NESW	40	NWSW	40				
			NESE	40	NWSE	40				
		9	NWNE	40						
		10	NWNW	40	SWNW	40				
		18	NENE	3	NWNE	40	SWNE	30	SENE	5
			NENW	20	NWNW	40	SWNW	18	SENE	25
			NESW	16	NWSW	10				
			NWSE	23						
08N	46E	31	SESE	40						
		32	SESE	11						

↑ Total Acres: 6103

Outside of Shapefile



STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

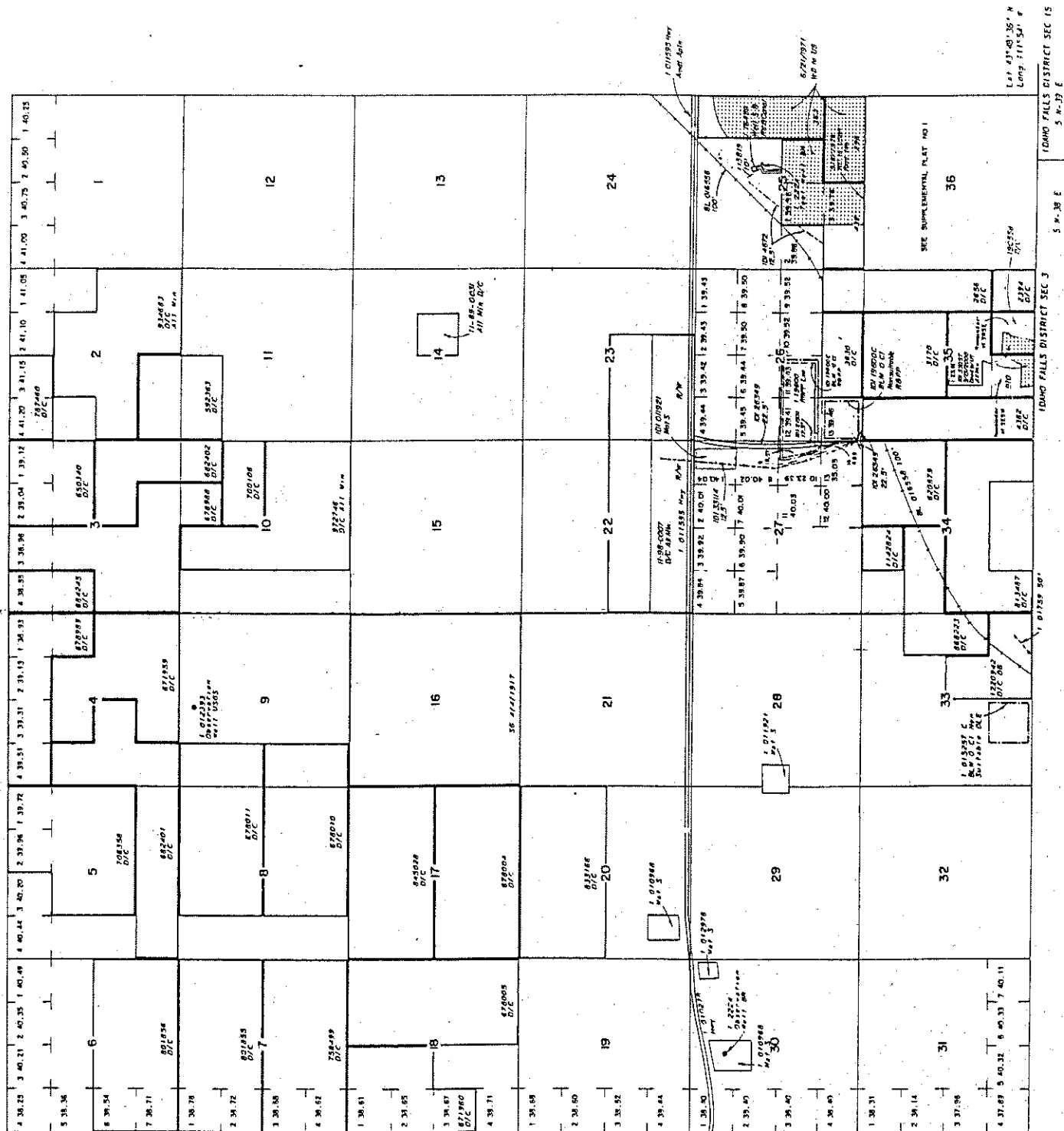
[illegible]

15382 Skag ACI 2/7/1979
All NRL in TP Enc
Sec 34: SESW5WSE

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

CURRENT TO	CURRENT TO
MAY 20 1963	

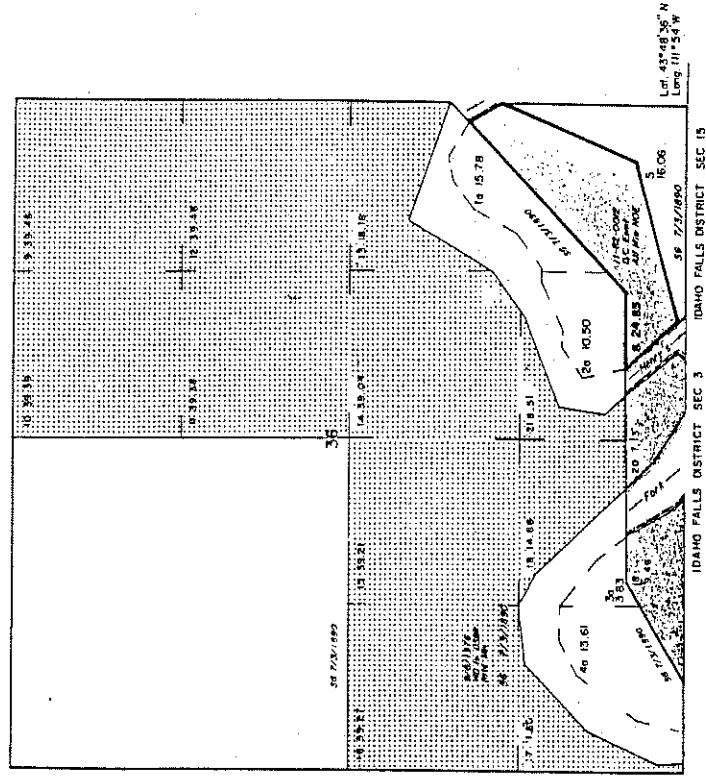
USE PLATINUM:



SCALE in Chains

MADISON COUNTY 065

NO. 1
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MTP
SUPP[illegible]

1 1538Z Site Act 2/7/1979
All NARL in TP Exec
Sec 34, SEC 1, SW 1 SE 1

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

CURRENT TO	CURRENT TO
1-1-51	

USE PLAYS:

Drive Motor
- 221

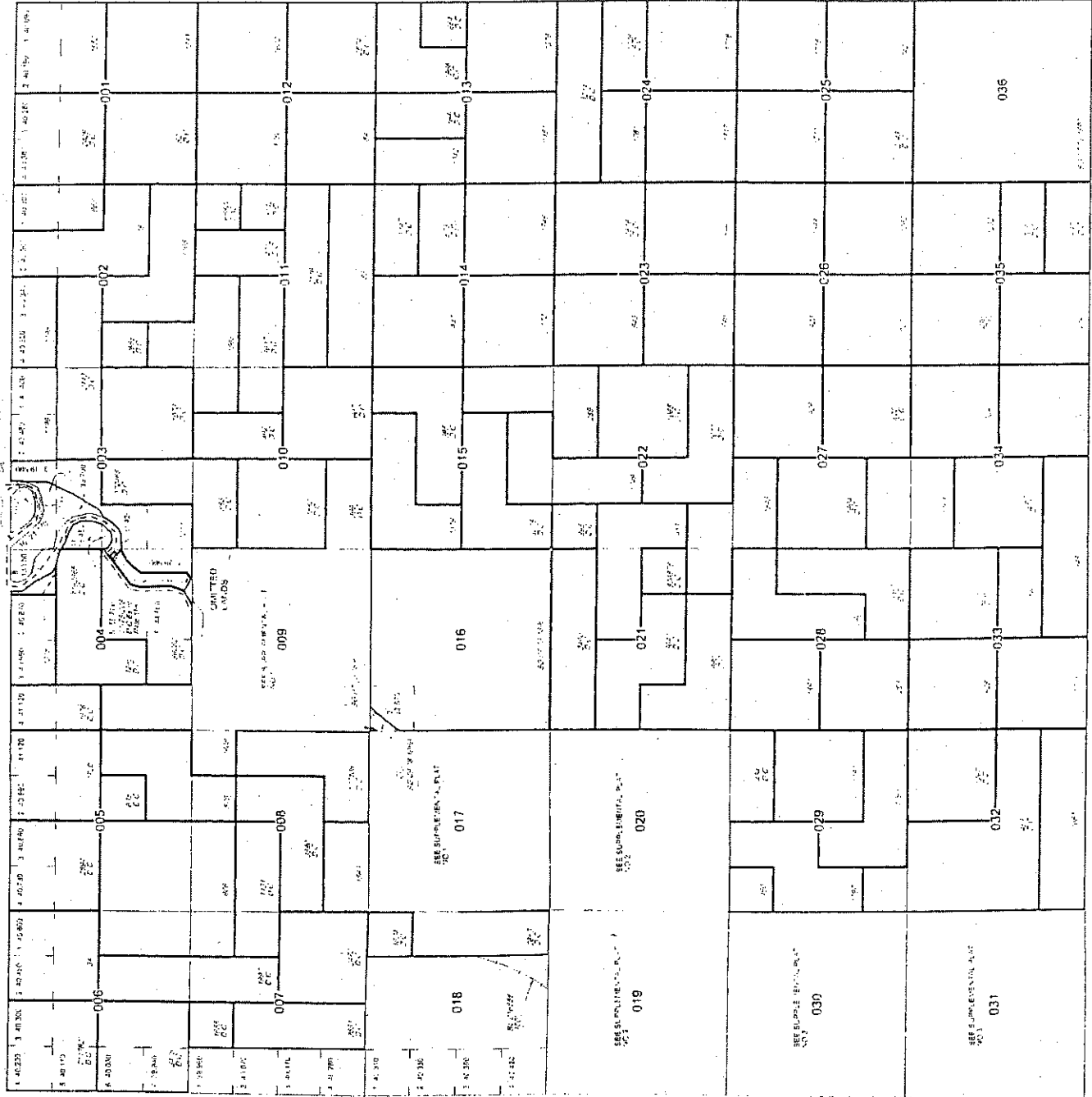
WARNING STATEMENT

SCALE in Chains

TOWNSHIP 6 NORTH RANGE 39 EAST OF THE BOISE MERIDIAN, IDAHO

MADISON COUNTY 065

IDAHO FALLS DISTRICT SEC. 11 39E 6N 065E



U.S. Bureau of Land Management
1357 S. Lowell Way Boise, Idaho 83709
(208) 333-2000

NORTH

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL RIGHTS

MT PLAT

INDEX TO SEGREGATED TRACTS			
SECTION	TOWNSHIP	RANGE	COUNTY
001	6N	39E	065
002	6N	39E	065
003	6N	39E	065
004	6N	39E	065
005	6N	39E	065
006	6N	39E	065
007	6N	39E	065
008	6N	39E	065
009	6N	39E	065
010	6N	39E	065
011	6N	39E	065
012	6N	39E	065
013	6N	39E	065
014	6N	39E	065
015	6N	39E	065
016	6N	39E	065
017	6N	39E	065
018	6N	39E	065
019	6N	39E	065
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021	6N	39E	065
022	6N	39E	065
023	6N	39E	065
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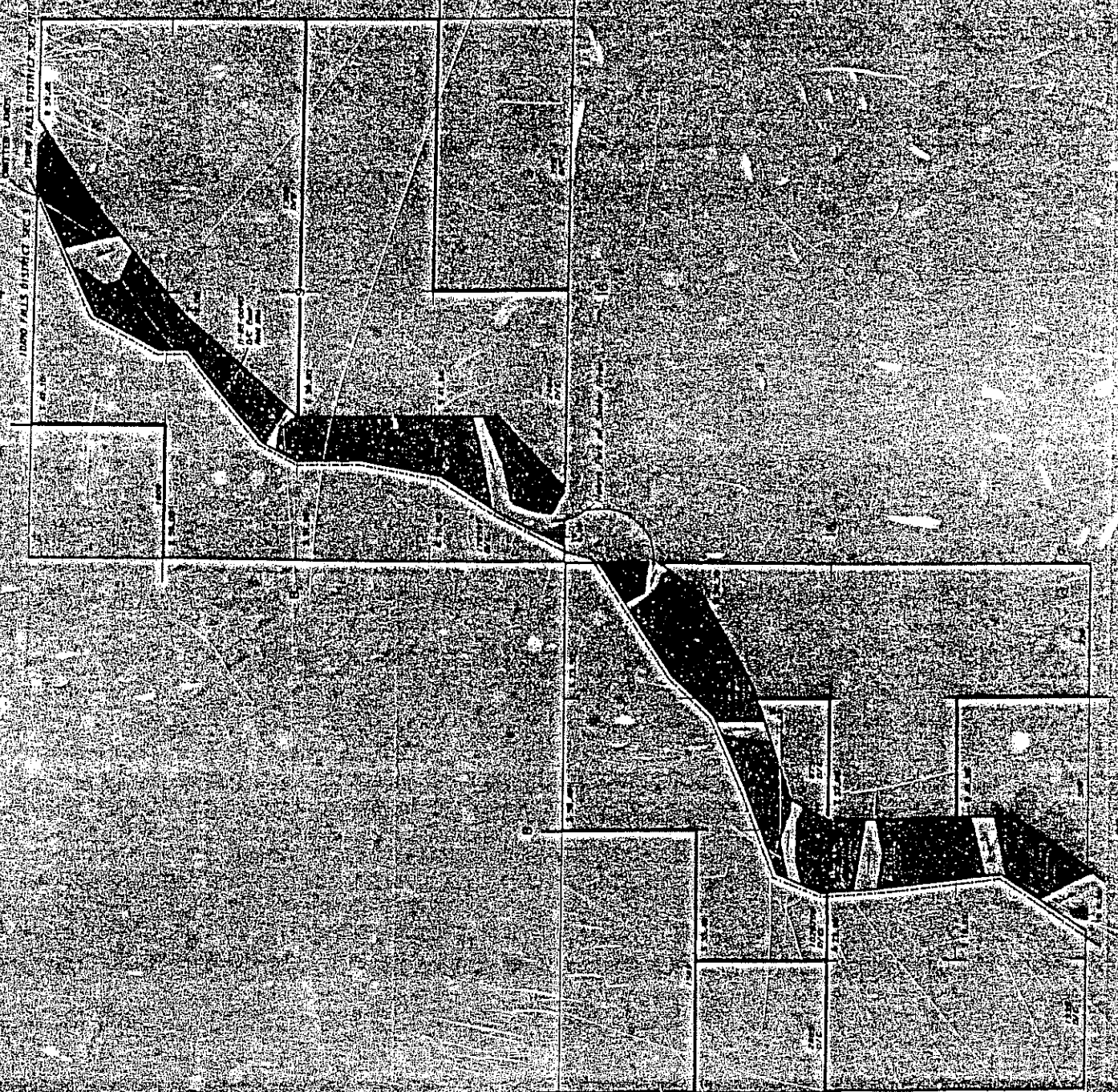
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
ASSOCIATED DOCUMENTS

PLAT REF.	DATE	NO.	SECTION	TOWNSHIP	RANGE	COUNTY
001	1977	1	39E	6N	065E	IDAHO
002	1977	2	39E	6N	065E	IDAHO
003	1977	3	39E	6N	065E	IDAHO
004	1977	4	39E	6N	065E	IDAHO
005	1977	5	39E	6N	065E	IDAHO
006	1977	6	39E	6N	065E	IDAHO
007	1977	7	39E	6N	065E	IDAHO
008	1977	8	39E	6N	065E	IDAHO
009	1977	9	39E	6N	065E	IDAHO
010	1977	10	39E	6N	065E	IDAHO
011	1977	11	39E	6N	065E	IDAHO
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013	1977	13	39E	6N	065E	IDAHO
014	1977	14	39E	6N	065E	IDAHO
015	1977	15	39E	6N	065E	IDAHO
016	1977	16	39E	6N	065E	IDAHO
017	1977	17	39E	6N	065E	IDAHO
018	1977	18	39E	6N	065E	IDAHO
019	1977	19	39E	6N	065E	IDAHO
020	1977	20	39E	6N	065E	IDAHO
021	1977	21	39E	6N	065E	IDAHO
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023	1977	23	39E	6N	065E	IDAHO
024	1977	24	39E	6N	065E	IDAHO
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026	1977	26	39E	6N	065E	IDAHO
027	1977	27	39E	6N	065E	IDAHO
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029	1977	29	39E	6N	065E	IDAHO
030	1977	30	39E	6N	065E	IDAHO
031	1977	31	39E	6N	065E	IDAHO
032	1977	32	39E	6N	065E	IDAHO
033	1977	33	39E	6N	065E	IDAHO
034	1977	34	39E	6N	065E	IDAHO
035	1977	35	39E	6N	065E	IDAHO
036	1977	36	39E	6N	065E	IDAHO

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2. 1977

TOWNSHIP 6 NORTH RANGE 39 EAST OF THE BOISE MERIDIAN, IDAHO

MADISON COUNTY OCS



LAND FALS DISTRICT SEC 3

WATER LANDS

MTB
SUPPLY Sec 9 17

REGISTRATION TRACT		REGISTERED FOR	
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STATUS OF PUBLIC LANDS
LAND AND MINERAL TITLES

FOR LANDS WITHIN SECTION 9 OF T. 6 N. R. 39 E. OF THE BOISE MERIDIAN, IDAHO, WHICH ARE SUBJECT TO THE RIGHT OF FIRST REFUSAL OF THE UNITED STATES GOVERNMENT.

LANDS		REGISTERED FOR	
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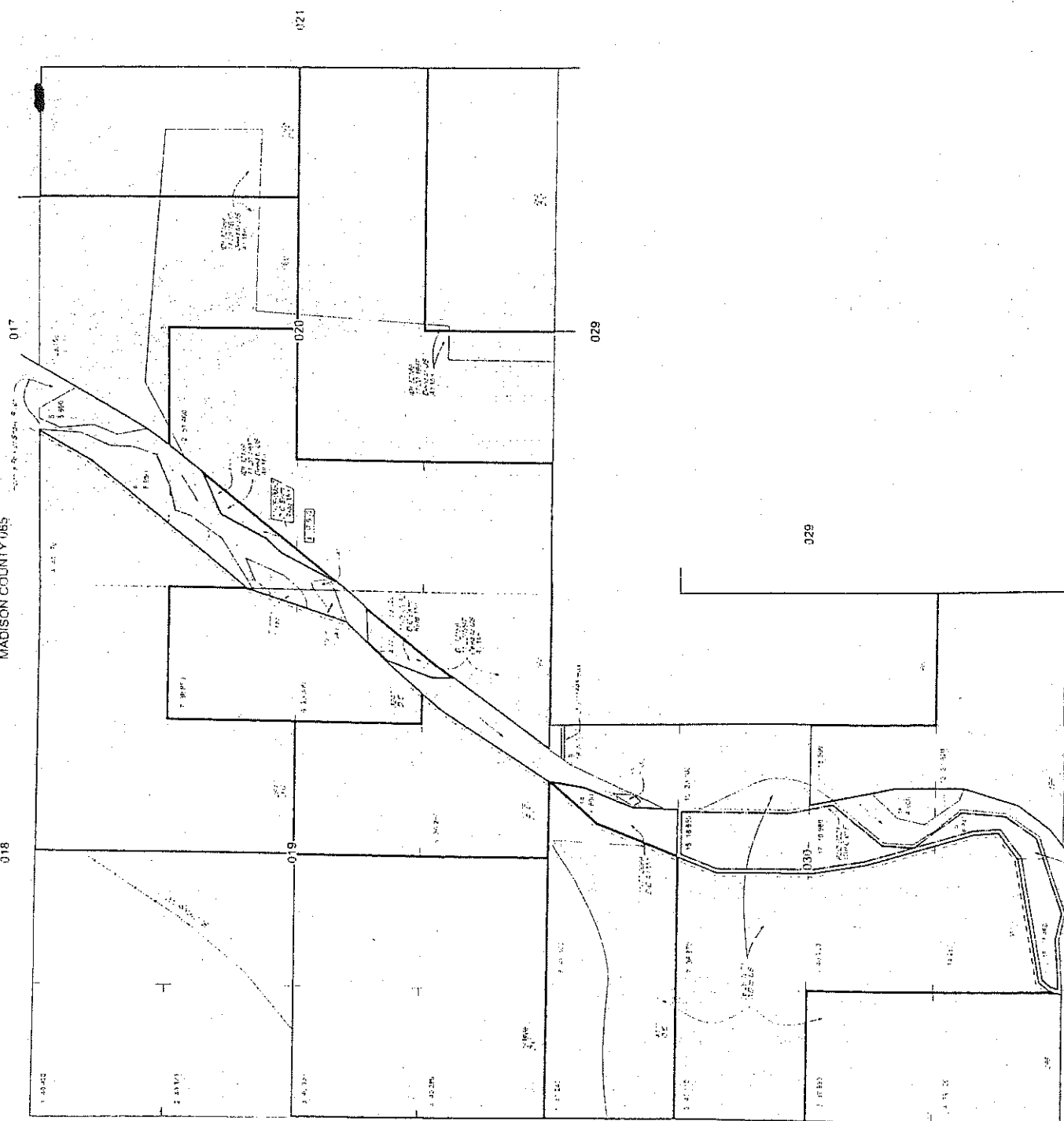
SCALE IN CHAINS

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MADISON COUNTY 065

1318

MTP
SUPPL Sec 19, 20, 30



WAND HILLS DISTRICT SEC 12
WAND HILLS DISTRICT SEC 12

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•

U.S. Bureau of Land Management, Idaho State Office
1327 S. Vincent, May, Boise, Idaho 83725
1261373-4001

NORTH

4. 5 人

FOR ORDERS EFFECTING DISPOSAL OR USE OF
IDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

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STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MTP
SUPPL Sec 31

[illegible]

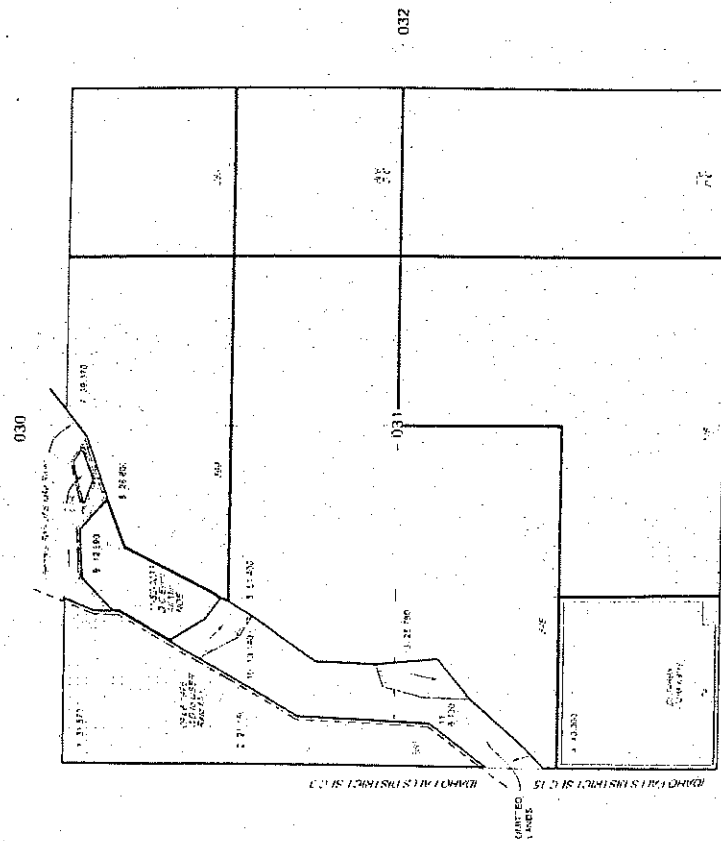
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FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

FILE REF	DDO-00000000000000000000
CONV ESTE: YEF	25 10 2000
BY: L7W	
LAST UPDATE:	25 10 2000
BY: L7W	
LAST PRINTED	
MAY 19 8 2000	
PUBLIC LAND SLAVE SYSTEM UPSS	
RAN CDSB ACQUIRED	03 10 2003
DATE YEP ACQURED	N/A
PROJECT COORDINATE SYSTEM	UTM ZONE 17N 44D 19E3
NOTES	

USE PLATS

42.94.17-
T. B. Z. 111
44.72.11
20.3



5.2.3.2

[illegible]

NORTH

U.S. Bureau of Land Management - Idaho State Office
1397 S. Vanden Ave. Boise, Idaho 83704
208 373-1002

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, 209, 373-400;

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL RIGHTS
AND ACQUIRED LANDS

[illegible]

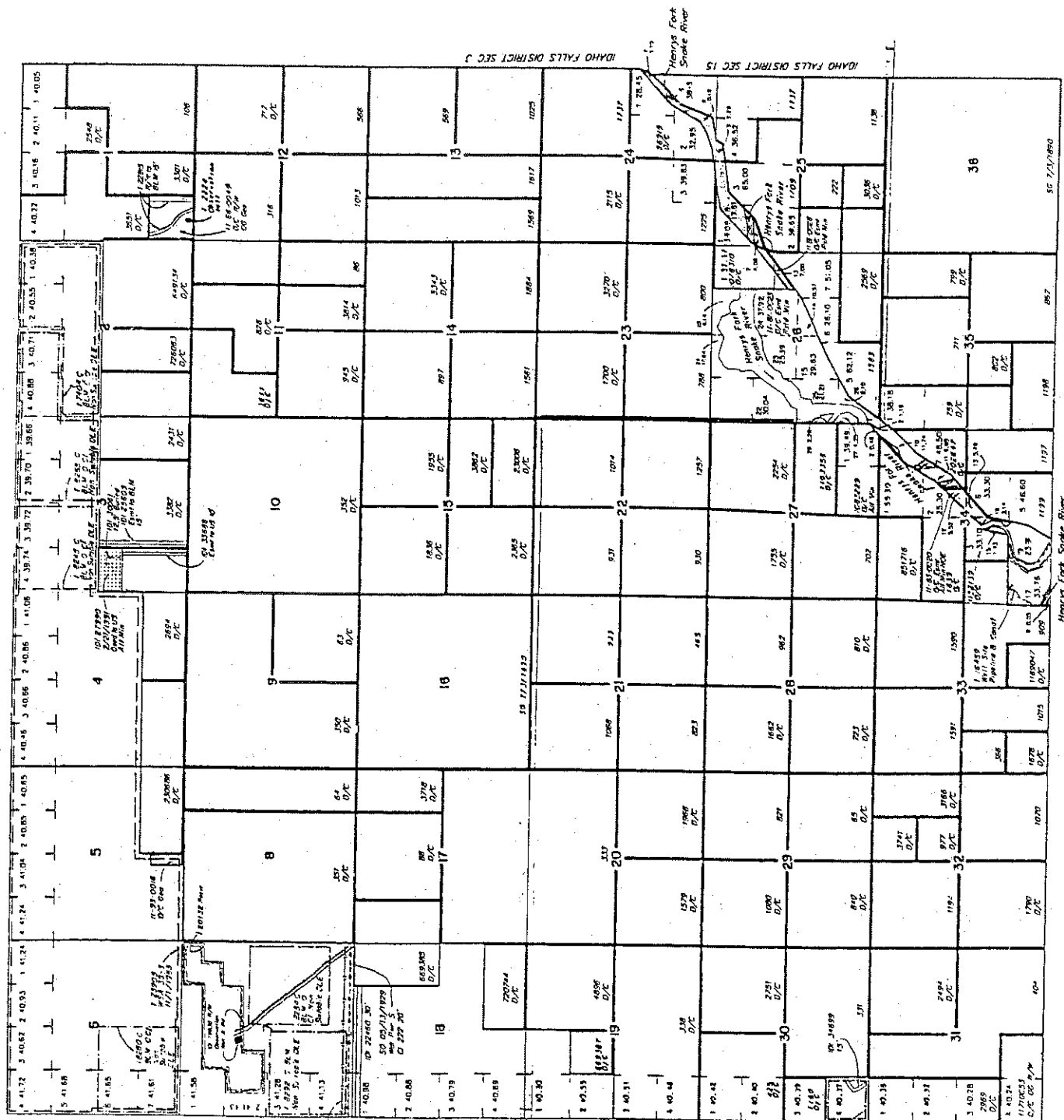
Q 14810 Offer of Limited Lanes to Preference Right Claimants pursuant to Act c. Long
05/31/1982

Sec 24: Lots 3,6
Sec 25: Lots 5,6,7
Sec 26: Lot 1,3
Sec 24: Lots 11 thru 14, 16 (portion)
151302 Shires Act 02/02/1979
Sec 2: Lots 1,2,3,4 S/W2
Sec 3: Lots 1,2,3,4 S/W2
Sec 5: Lots 1,2,3,4 N2S2 S/W2
Sec 5: Lots 1,2,3,4 SW 1/2SE S/W2
Sec 6: Lots 1,2,3,4,5,6,7 N2SE E2SW S/W4E S/WW
Sec 7: Lots 1,2,3,4 E2 E/W2

Survey Group No. 1102 Suspended 07/12/2002

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

	CURRENT TO	CURRENT TO
	SEP 7 9 2006	
USE PLATE:		



HAPPY: NC STATEMENT

This plot is the Bureau's record of Title, one would be used

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN. IT MAY NOT BE THE SAME AS THE ACTION TAKEN.

TOWNSHIP 7 NORTH RANGE 40 EAST OF THE BOISE MERIDIAN, IDAHO

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

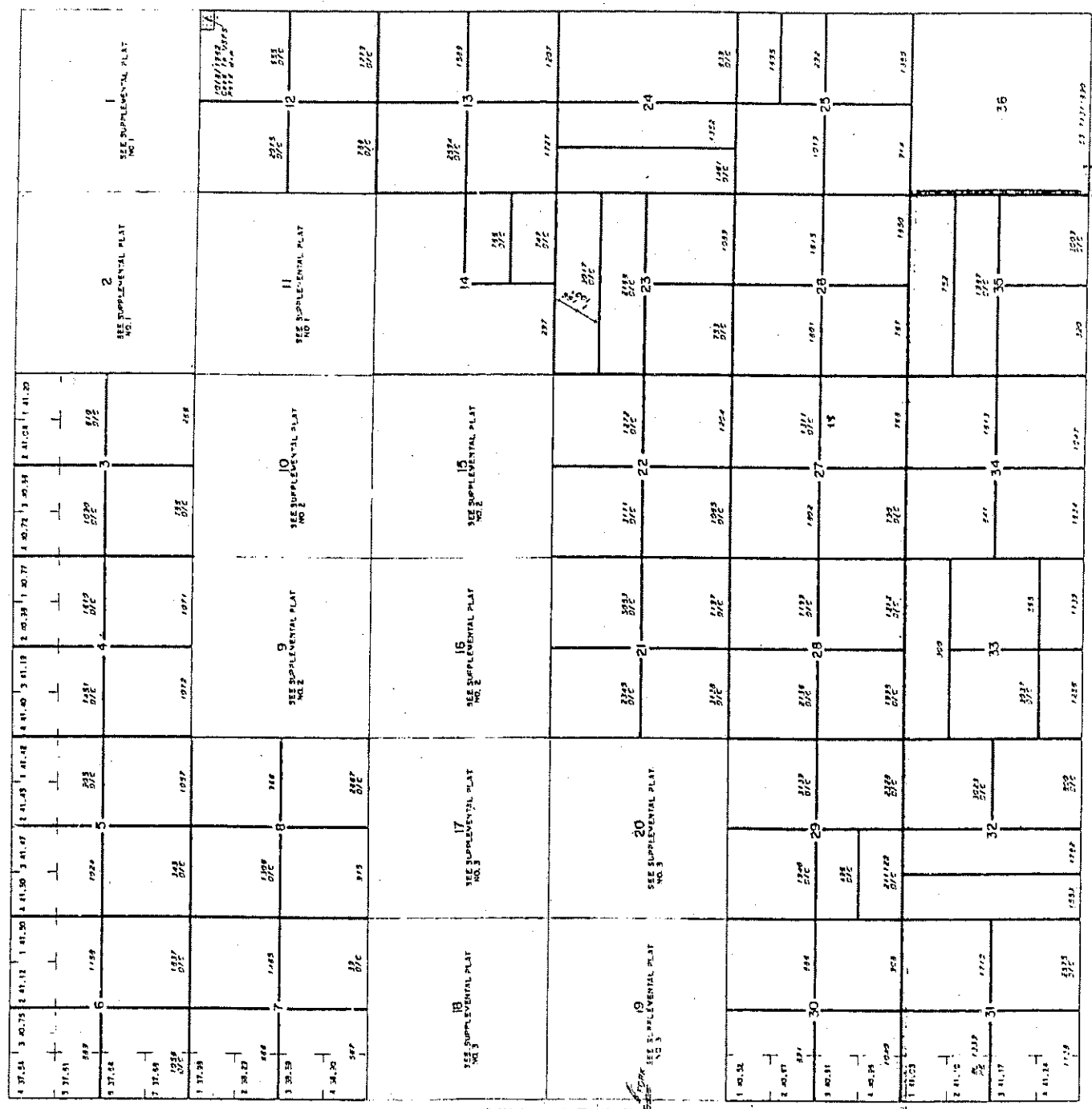
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I 14810 Offer of Unimproved Lands to Preference Right
Complaints pursuant to Act of Cong. 3/31/1962
Sec 9: Lot 3
Sec 10: Lot 14 (portion)
NW 1/4 Sec 1 (portion)
Lot 23 (portion)
Sec 9: Lot 12
Lot 14 (portion)
Lot 15
Lot 17
Sec 17: Lot 7
Sec 18: Lot 9
Sec 19: Lots 10, 11, 12, 14, 15, 16
I 15204 Act of Cong. 1964
Sec 10: Lot 14 (portion) 1/3 Sec 10: Lots 17, 18, 19
NW 1/4 Sec 1 (portion) 1/2 Sec 10: Lots 17, 18, 19
Lot 23 (portion) 1/3 Sec 10: Lots 17, 18, 19

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UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO	CURRENT TO
JUL 3 1964	
SEE PLAT	

Base Map
THE NOTATION SHOWN ON THIS MAP IS REPRESENTATIVE OF THE LAST
74



MADISON COUNTY C55 FREMONT COUNTY 043

SCALE 1" = 1 MILE

WARNING: SEE INDEX

IDAHO FALLS DISTRICT SEC 13
HEWITT SEC 13

FREMONT COUNTY 043

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MTP
SUPPL Sec 1,2,11

[illegible]

11/22/1983 CIVIL 176125
Amended Judgement awarding certain lands to
Plaintiffs within

Sec 1: That portion of land north of lots 9 & 10 to the left bank of the river

Acq 12/08/1938 Ored to US
Sec 1: Lot 17, MatB Bkx 36

City of St Anthony

IOX 34613 OCD from USF'S
Sec 1: That portion of the Town Site of

St Anthony described as Block 36,
Lots 16-20, less the west 7 1/2

feet of Lot 16

[illegible]

$\frac{1}{\sqrt{\pi}} \int_{-\infty}^{\infty} f(x) e^{-x^2} dx = \frac{1}{\sqrt{\pi}} \int_{-\infty}^{\infty} f(x) e^{-x^2} dx$

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.

[illegible]

Journal of Management Education 36(7) 809-824
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.....

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.

1. The first part of the paper is devoted to the study of the asymptotic behavior of the solutions of the system (1) as $t \rightarrow \infty$. It is shown that the solutions of the system (1) are bounded and tend to zero as $t \rightarrow \infty$ if the matrix A is stable. The second part of the paper is devoted to the study of the asymptotic behavior of the solutions of the system (1) as $t \rightarrow \infty$ if the matrix A is not stable. It is shown that the solutions of the system (1) are unbounded and tend to infinity as $t \rightarrow \infty$ if the matrix A is not stable.

[illegible]

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Journal of Management Education 36(8) 907-924
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1. The first step in the process of identifying a problem is to recognize that a problem exists. This involves gathering information about the situation and identifying the specific issue that needs to be addressed.

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.

1. *Phragmites australis* (Cav.) Trin. ex Steud. (Common reed)

1

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UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS

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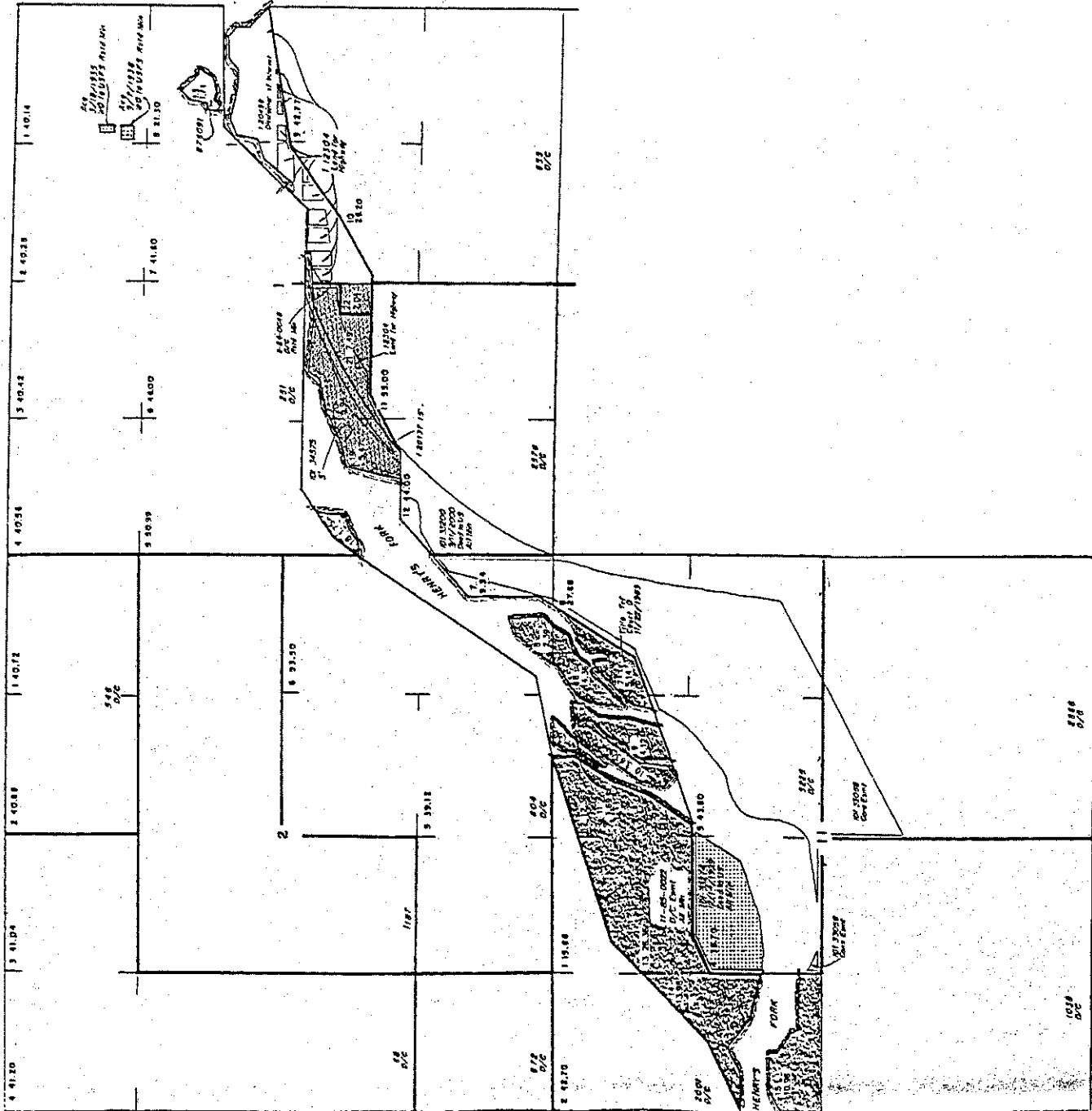
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SALE OF LAND

USE PLATE: 10

1. *Journal of the American Medical Association*, 1997; 277: 1001-1005.

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SCALE IN CHAIN

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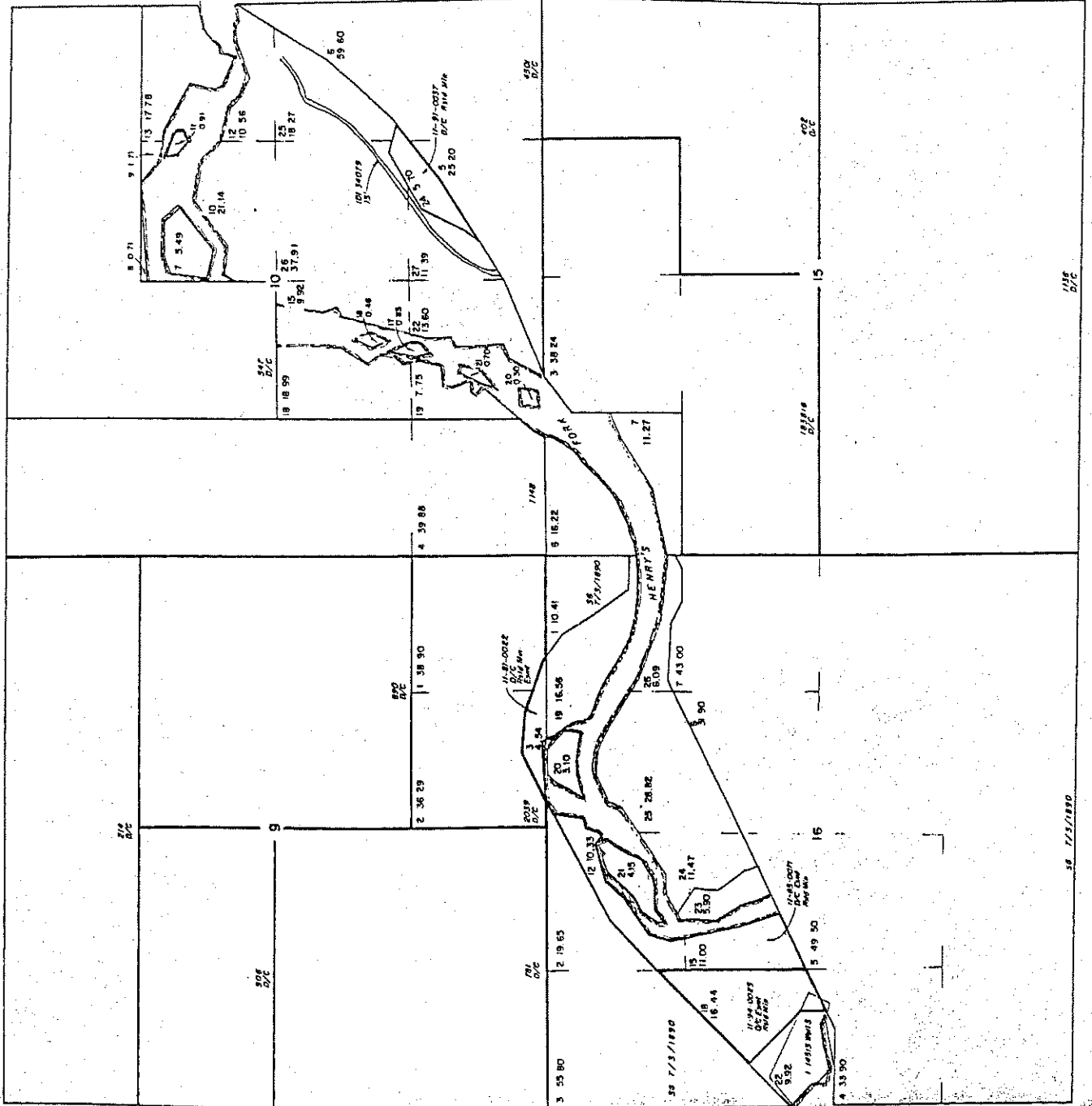
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TOWNSHIP 7 NORTH RANGE 40 EAST OF THE BOISE MERIDIAN, IDAHO

FREMONT COUNTY 043

NO 2
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MTP
SUPPL Sec 9,10,16,15



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1481-0022 Offered Lands to Preference Right
Claimants pursuant to Act of Cong
Sec 9: Lot 3
Sec 10: Lot 14 (portion), Lot 23 (portion),
NMSE (portion)
Sec 16: Lots 12,15,18

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

REVIEWED JUL 16 1904	CURRENT TO
USE PLATS	

Boise Mer
T. 7N

WARNING STATEMENT

SCALE in Feet
0 10 20

IDAHO FALLS DISTRICT SEC 3

IDAHO FALLS DISTRICT SEC 15

38 17.5/1890

TOWNSHIP 7 NORTH RANGE 41 EAST OF THE BOISE MERIDIAN, IDAHO

PREVIOUS COUNTY 043
3440 PLAT DISTRICT SEC 5

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

