

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 21-12956
(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: Southeast Idaho Canal Co.
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)

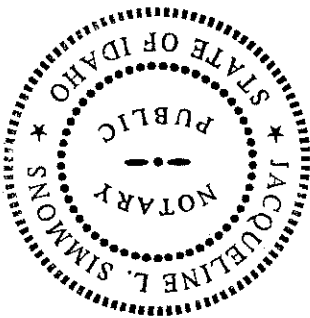
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(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: Southeast Idaho Canal Co.
Address: P.O. Box 15; St. Anthony, Idaho 83445

Name:
Address: ;

Name:
Address: ;

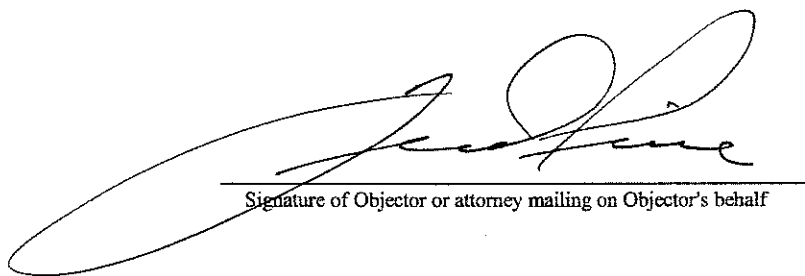
Name:
Address: ;

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: 21-12956

POUs on BLM

NAME AND ADDRESS: SOUTHEAST IDAHO CANAL CO
PO BOX 15
ST ANTHONY ID 83445

SOURCE: FALLS RIVER TRIBUTARY: HENRYS FORK
Point of injection into and point of redirection from Teton River.

QUANTITY: 434.000 CFS
Right Nos. 21-12956 and 21-12953 are limited to a total combined diversion rate of 434 cfs.

PRIORITY DATE: 06/01/1889

POINT OF
DIVERSION: T07N R41E S15 NESW Injection Within FREMONT County
T07N R42E S23 NWSE Rediversion Within FREMONT County
T08N R41E S14 SWSE Lot 3 Within FREMONT County
T08N R42E S20 SESE Lot 8 Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	1.100 CFS
IRRIGATION	04/01 06/30	434.000 CFS

PLACE OF USE:

15649 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

This right is a split from former right 21-12942 .

RightID590689

Place(s) of use:

Place of Use Legal Description: IRRIGATION MADISON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	40E	12		SWNE			SENE							
				NESW			SESW							
				NESE			NWSE			SWSE			SESE	
		13		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NENE			NWNE			SWNE			SENE	
		5	1	NENE		2	NWNE			SWNE			SENE	
			3	NENW		4	NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
		6	1	NESE			NWSE			SWSE			SESE	
				NENE			SWNE			SENE			SESE	
				NESE			NWSE			SWSE			SESE	
		7		NENE			NWNE			SWNE			SESE	
				NESW		3	NWSW		4	SWSW			SESE	
				NWSE			SWSE						SESE	
		8		NENE			NWNE			SWNE			SESE	
				NENW			NWNW						SESE	
				NENW		1	NWNW		2	SWNW			SESE	
07N	40E	18		NENW			NWNW							
				NENW			NWNW							
				NENW			NWNW							
		1	7	SWNE										
			6	SENE										
			11	NESW		16	NESW	Mix	17	NWSW	Mix	12	SWSW	Mix
		9		NESE		10	NWSE		15	NWSE			SWSE	
				SESE										
				SESE										
		2	7	SESE										
				SESE										
				SESE										
		10	12	SENE	BLM	12	SENE	BLM						
			5	SESW										
			25	NESE	BLM		NWSE	Mix		NWSE	Mix	23	SWSE	Mix
		11	23	SWSE		6	SESE							
			6	NENE		5	SWNE			SENE				
			15	SWNW	BLM	4	SENE	Mix						
		12		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	

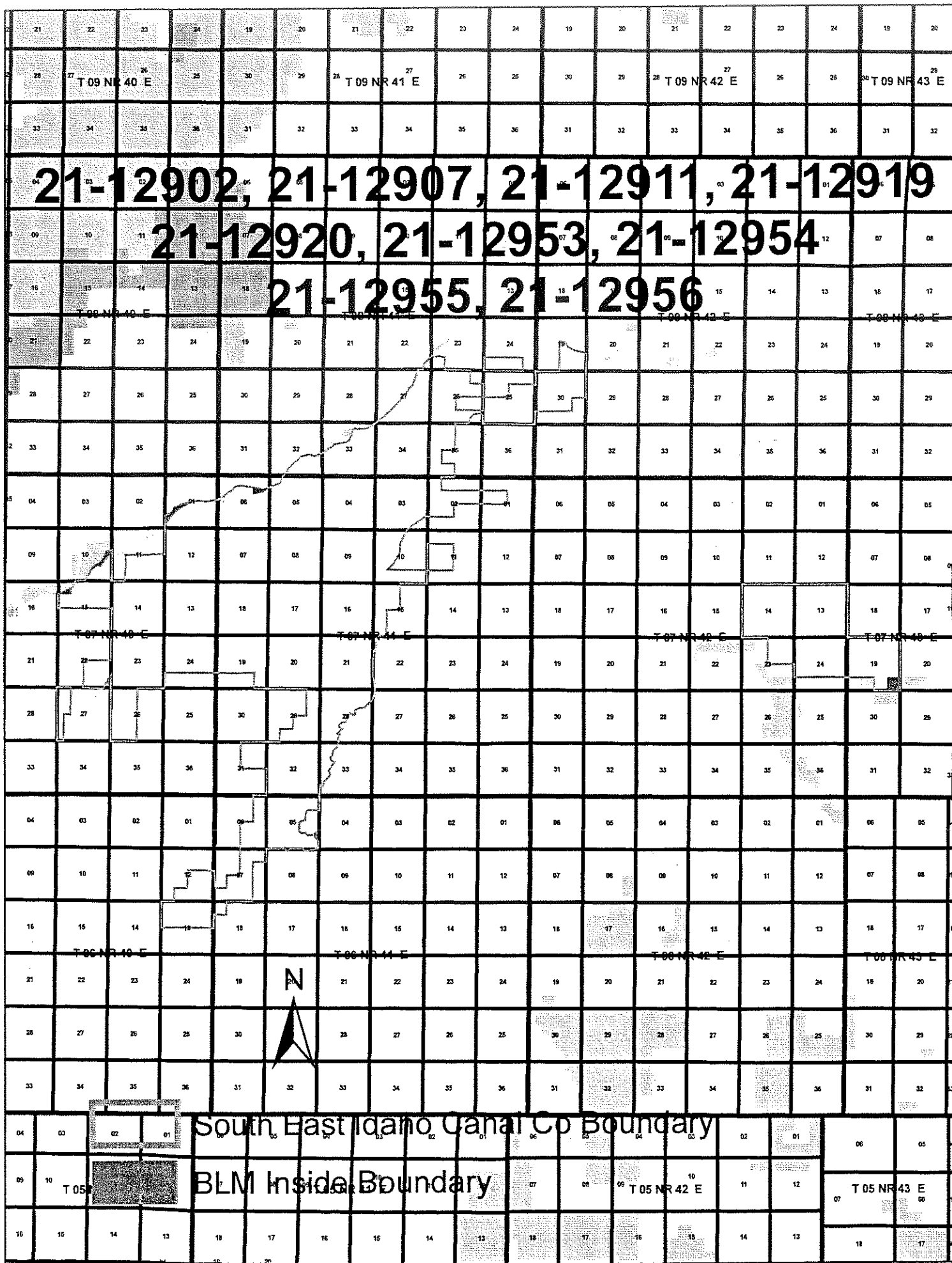
		13	NENE		NWNE		SWNE		SENE
			NENW		NWNW		SWNW		SENW
			NESW		NWSW		SWSW		SESW
			NESE		NWSE		SWSE		SESE
		14	NENE		NWNE		SWNE		SENE
			NENW		NWNW		SWNW		SENW
			NESW		NWSW		SWSW		SESW
			NESE		NWSE		SWSE		SESE
		15	NENE		NWNE		SWNE		SENE
	3		NENW	5	NWNW	BLM	SWNW		SENW
			NESW		NWSW				
			NESE		NWSE				
	7	16	SENE						
		22	NENE		SWNE		SENE		
			NESW		SWSW		SESW		
			NESE		NWSE		SWSE		SESE
		23	NENE		NWNE		SWNE		SENE
			NENW		NWNW		SWNW		SENW
			NESW		NWSW		SWSW		SESW
			NESE		NWSE		SWSE		SESE
		24	NENE		NWNE		SWNE		SENE
			NENW		NWNW		SWNW		SENW
			NESW		NWSW		SWSW		
			NESE		NWSE				
		25	NWNW						
		26	NENE		NWNE		SWNE		
			NENW		NWNW		SWNW		SENW
			NESW		NWSW		SWSW		SESW
		27	NENE		NWNE				
			NENW		NWNW		SWNW		SENW
			NWSW		SWSW				
		28	NENE		SENE				
			NESE		SESE				
		34	NWNW						
41E		1	SWNW		SENW				
		2	SWNE		SENE				
	4		NWNW		SWNW		SENW		
			NESW		NWSW				
		3	NENE	2	NWNE		SWNE		SENE
			NENW	4	NWNW		SWNW		SENW
			NESW		NWSW		SWSW		SESW

4	1	NESE	2	NWSE		SWSE		SESE		
		NENE		NWNE		SWNE		SENE		
	3	NENW		NWNW		SWNW		SENW		
		NESW	4	NWSW		SWSW		SESW		
		NESE		NWSE		SWSE		SESE		
	1	NENE		NWNE		SWNE		SENE		
5	3	NENW	4	NWNW	14	NWNW	Mix	15	NWNW	Mix
	16	NWNW		SWNW		SENE				
		NESW		NWSW		SWSW			SESW	
		NESE		NWSE		SWSE			SESE	
6	2	NWNE	8	SWNE	9	SENE				
	3	NENW	6	SWNW	7	SENW				
		NESW	10	NWSW	11	SWSW			SESW	
7		NESE		NWSE		SWSE			SESE	
		NENE		NWNE		SWNE			SENE	
		NENW	1	NWNW	2	SWNW			SENW	
		NESW	3	NWSW	4	SWSW			SESW	
		NESE		NWSE		SWSE			SESE	
		NENE		NWNE		SWNE			SENE	
8		NENW		NWNW		SWNW			SENW	
		NESW		NWSW		SWSW			SESW	
		NESE		NWSE		SWSE			SESE	
		NENE		NWNE		SWNE			SENE	
9		NENW		NWNW		SWNW			SENW	
		NESW		NWSW		SWSW			SESW	
		NESE		NWSE		SWSE			SESE	
		NWNE		NWNW		SWNW			SENW	
10		NENW		NWSW		SWSW			SESW	
		NESW		SESE						
		SWNW		SENW						
		NESW		NWSW						
15		NENW		NWNW		SWNW			SENW	
16		NWSW		SWSW						
		NENE		NWNE		SWNE			SENE	
		NENW		NWNW		SWNW			SENW	
		NESW		NWSW		SWSW			SESW	
		NESE		NWSE		SWSE			SESE	
		NENE		NWNE		SWNE			SENE	
17		NENW		NWNW		SWNW			SENW	
		NESW		NWSW		SWSW			SESW	

	18	NESE NENE NENW NESW	1 3	NWSE NWNE NWNW NWSW	2 4	SWSE SWNE SWNW SWSW	SESE SENE SESW
	19	NESE NENE NENW NESW	1 3	NWSE NWNE NWNW NWSW	2	SWSE SWNE SWNW	SESE SENE SESW
	20	NESE NENE NENW NESW		NWSE NWNE NWNW NWSW		SWSE SWNE SWNW SWSW	SESE SENE SESW
	21	NESE NENE NENW NESW		NWSE NWNE NWNW NWSW		SWSE SWNE SWNW SWSW	SESE SENE SESW
	22	NESE NWNW SWSW		NWSE SWNW		SWSE	SESE
	27	NWNW					
	28	NENE NENW NESW NWSE		NWNE NWNW NWSW		SWNE SWNW SWSW	SENE SESW
	29	NENE SESW		SENE			
	31	NESE		NWSE		SWSE	SESE
	32	NENE NENE NENW NESW		NWNE NWNW NWSW		SWNE SWNW SWSW	SENE SESW
	33	NESE NENW NWSW		NWSE NWNW SWSW		SWSE SWNW	SESE SESW
42E	13	NENE NENW NESW		NWNE NWNW NWSW		SWNE SWNW SWSW	SENE SESW
	14	NESE NENE NENW NESW		NWSE NWNE NWNW NWSW		SWSE SWNE SWNW SWSW	SESE SENE SESW

08N	43E	23		NESE		NWSE		SWSE		SESE	
		24		NENE		NWNE		SWNE		SENE	
				NENE		NWNE		SWNE		SENE	
				NENW		NWNW		SWNW		SENE	
				NESW		NWSW					
				NESE		NWSE					
		19		NENE		NWNE		SWNE		SENE	
				NENW	1	NWNW	2	SWNW		SENE	
				NESW	3	NWSW					
				NESE		NWSE		SWSE		SESE	Blm
	41E	22	1	SESE							
		23		SWSW							
		24		SWSW		SESW					
				SWSE							
		25		SWNE		SENE					
				NESW		NWSW		SWSW		SESW	
				NESE		NWSE		SWSE		SESE	
		26		NWNE		SWNE		SENE			
				NENW		NWNW		SWNW		SENE	
				NESW		NWSW		SWSW		SESW	
				SWSE		SESE					
		27	1			NENE		SENE	2	NESW	
			4	SWSW	3	SESW					
				NESE		NWSE		SWSE		SESE	
		32	2	SESW							
			1	NESE		SWSE		SESE			
		33	2		1	NENE	3	SWNE		SENE	
			4	SENE							
				NESW	5	NWSW		SWSW		SESW	
				NESE		NWSE		SWSE		SESE	
		34		NENE		NWNE		SWNE		SENE	
				NENW		NWNW		SWNW		SENE	
	42E			NESW		NWSW		SWSW		SESW	
				NESE		NWSE		SWSE		SESE	
		19	5	NENE	12	NWNE		SWNE		SENE	
		30		NENW	1	NWNW	2	SWNW		SENE	
				NESW	3	NWSW				SENE	
				NWSE						SENE	
										SENE	
										SENE	
										SENE	
										SENE	
										SENE	

Place of Use Legal Description: STOCKWATER same as IRRIGATION



**STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS**

[illegible]

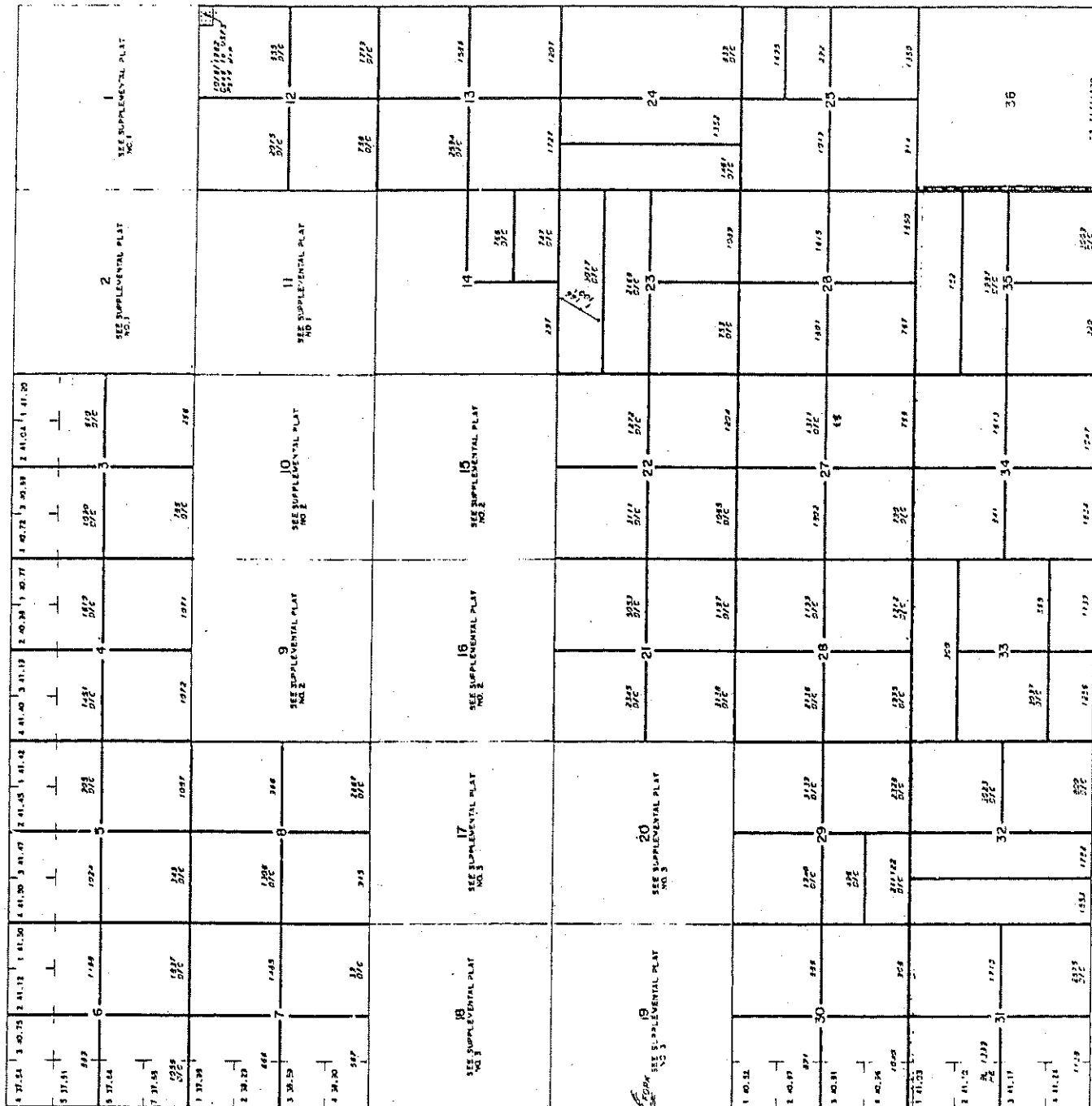
I (440) Officer of Distilled Liquors to Prefecture Right
 Certificate pursuant to Act of Cong. 9/3/1962

Sec 9: 1st 3
 Sec 10: 1st 14 (part)
 NW 1/4 Sec 7 (part)
 Lot 23 (part)
 Sec 5: 1st 12
 Lot 14 (part)
 Lot 15
 Sec 17: 1st 7
 Lot 12
 Sec 18: 1st 9
 Sec 19: Lots 10, 12, 14, 15

2504 Act of Cong. 4th
 Sec 13: 1st 4 (part) 1st 2nd 1st 3rd
 NW 1/4 Sec 24 (part) 2nd 1st 2nd 3rd
 Lot 23 (part) 2nd 1st 2nd 3rd

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

CURRENT TO JUL 30 2004 CURRENT TO	SEE PLATS:
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MADISON COUNTY 055 FREMONT COUNTY 043

References

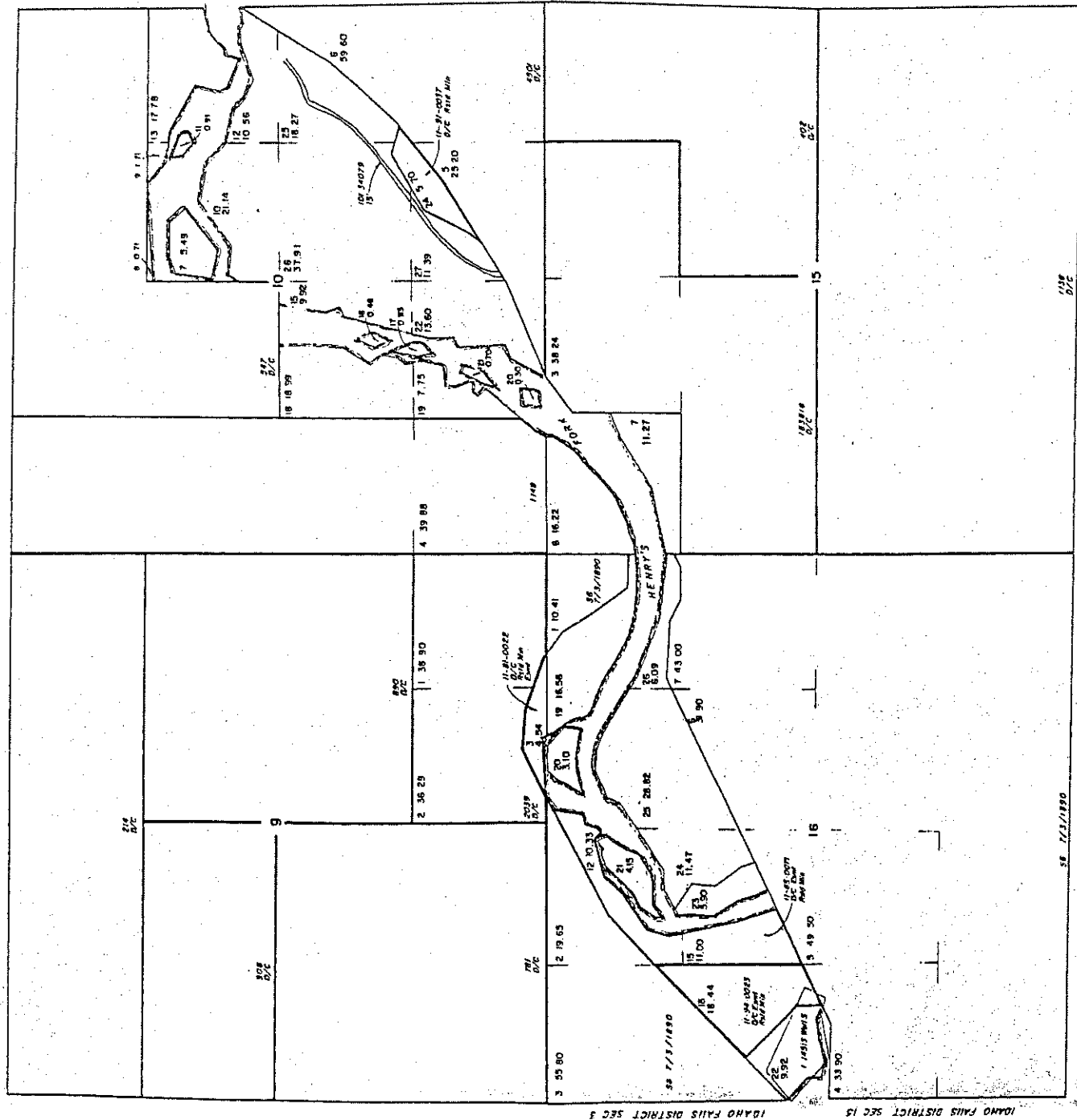
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References

FREMONT COUNTY 043

NO 2
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MTP
SUPPL Sec 9,10,16,15



SCALE IN CHAINS

STATIONING **PRINCEGEAN**

Abstract

78

2000

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES.NEWTON COUNTY, GA
CLERK OF SUPERIOR COURT

MT PLAT

[illegible]

Sec 31: 1408
DO NOT WRITE ON THIS PAGE

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

2. _____ CURRENT TO

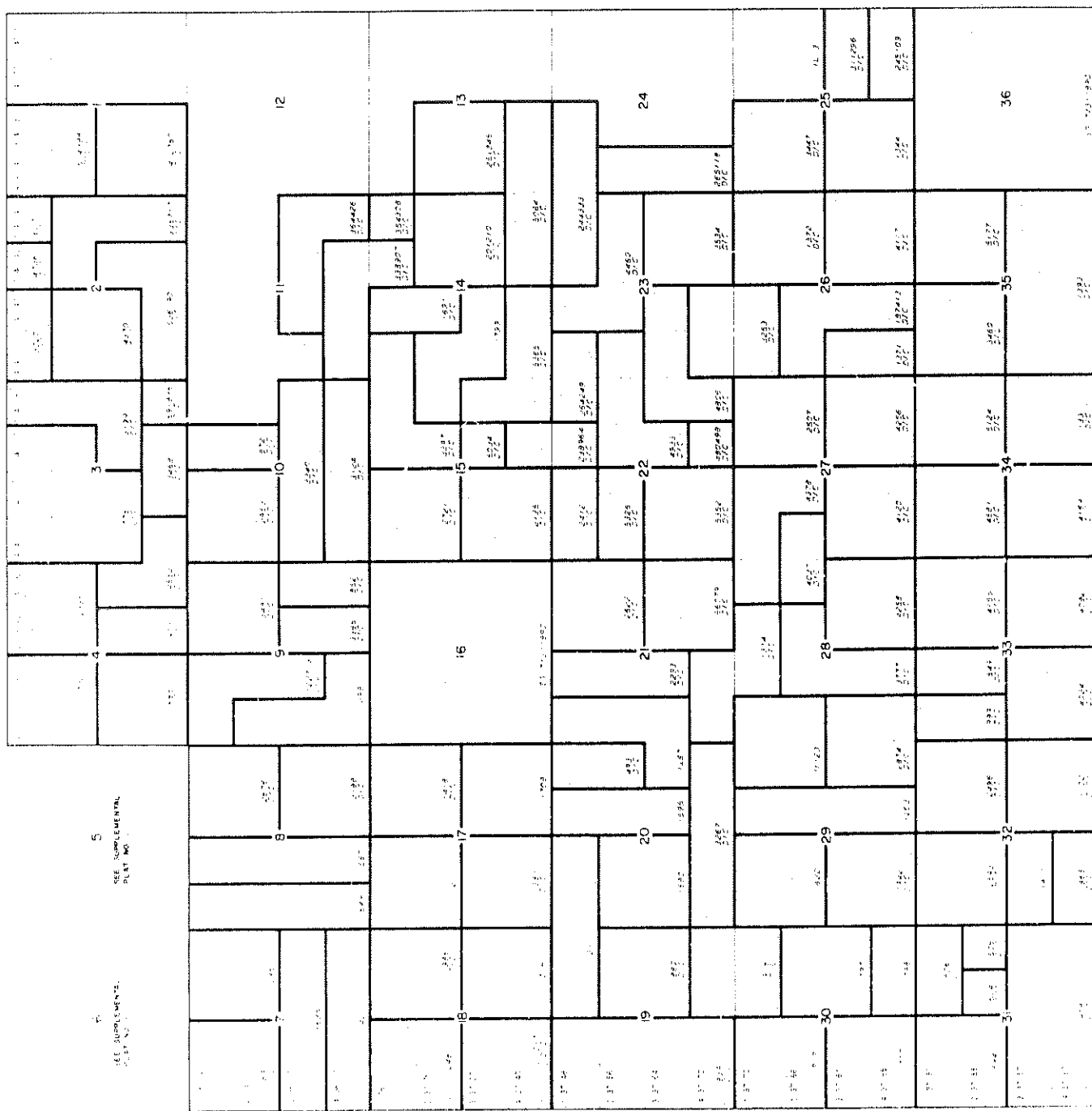
USE PLATE

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE

WARNING STATEMENT

TABLE 1. CHANGES

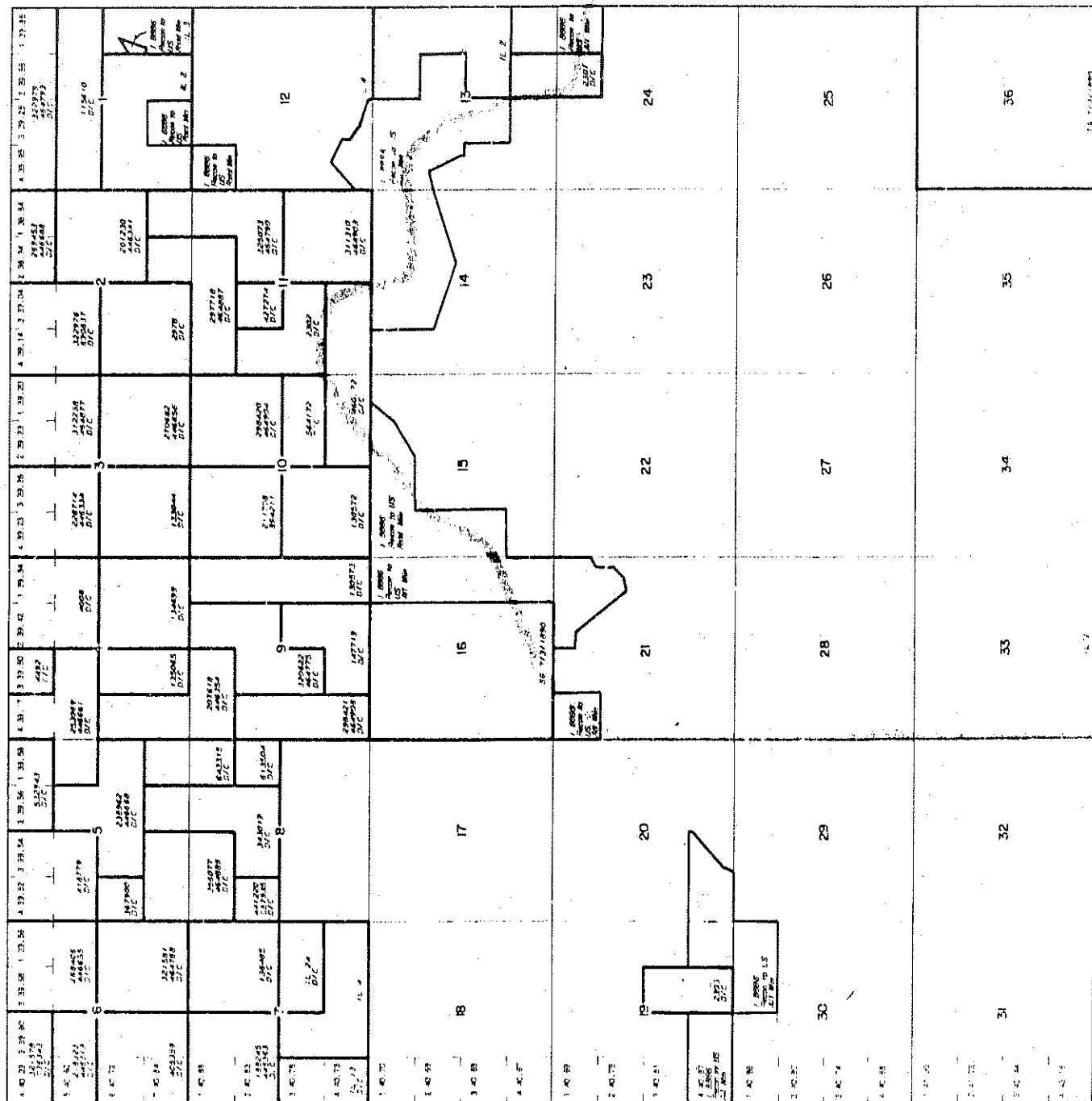
Robert M. Weir



MT PLAT

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LETON COUNTY 081 FREMONT COUNTY 043



MADISON COUNTY	TEIGN COUNTY	COUNTY
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تاریخ: ۱۳۹۰/۰۵/۰۵

25

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE METEOROLOGICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER