

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 21-11277  
(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: State of Idaho, Dept. of Parks & Recreation  
Address: Statehouse Mail, P.O. Box 83720; Boise, Idaho 83720-0065

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)

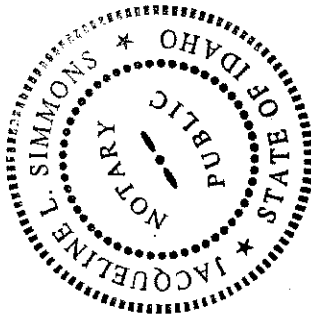
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price  
(Signature of person filing objection)

Larry A. Brown  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 23<sup>rd</sup> 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:

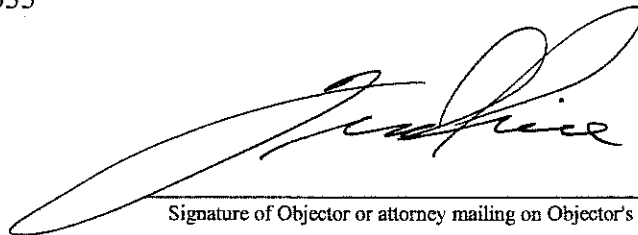
Name: State of Idaho, Dept. of Parks & Recreation  
Address: Statehouse Mail, P.O. Box 83720; Boise, Idaho 83720-0065  
Name:  
Address: ;  
Name:  
Address: ;  
Name:  
Address: ;

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

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

RIGHT NUMBER: 21-11277

**POU on BLM:**

NAME AND ADDRESS: STATE OF IDAHO  
DEPT OF PARKS & RECREATION  
STATEHOUSE MAIL  
PO BOX 83720  
BOISE ID 83720-0065

**-Claimant is not authorized to farm public land.**

SOURCE: SHERIDAN CREEK

TRIBUTARY: HENRYS FORK

QUANTITY: 9.000 CFS

PRIORITY DATE: 05/10/1889

POINT OF

DIVERSION: T13N R41E S27 NRSW Within FREMONT County  
T13N R41E S34 NNNE Within FREMONT County  
T13N R41E S35 SWNE Within FREMONT County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| IRRIGATION     | 05/01 10/31   | 9.000 CFS |

PLACE OF USE: IRRIGATION Within FREMONT County

|                          |       |                          |       |
|--------------------------|-------|--------------------------|-------|
| T12N R41E S01 Lot 3 NENW | 9.10  | T12N R41E S01 NRSW       | 8.20  |
| T12N R41E S02 Lot 1 NENE | 7.30  | T12N R41E S02 Lot 2 NNNE | 23.00 |
| T12N R41E S02 Lot 3 NENW | 29.00 | T12N R41E S02 Lot 4 NWNW | 3.10  |
| T12N R41E S02 NESW       | 10.00 | T12N R41E S02 NESE       | 27.00 |
| T12N R41E S02 NWSE       | 26.00 | T13N R41E S26 NESW       | 17.00 |
| T13N R41E S26 NRSW       | 19.00 | T13N R41E S26 SRSW       | 23.00 |
| T13N R41E S26 SESW       | 40.00 | T13N R41E S26 SWSE       | 11.00 |
| T13N R41E S35 NENE       | 33.00 | T13N R41E S35 NNNE       | 25.00 |
| T13N R41E S35 SENE       | 30.00 | T13N R41E S35 NENW       | 6.50  |
| T13N R41E S35 NESE       | 1.30  | T13N R41E S36 SWNE       | 6.80  |
| T13N R41E S36 NENW       | 4.50  | T13N R41E S36 NWNW       | 20.00 |
| T13N R41E S36 SNNW       | 40.00 | T13N R41E S36 SENW       | 39.00 |
| T13N R41E S36 NESW       | 40.00 | T13N R41E S36 NRSW       | 39.00 |
| T13N R41E S36 SRSW       | 14.00 | T13N R41E S36 SESW       | 40.00 |
| T13N R41E S36 NWSE       | 22.00 | T13N R41E S36 SWSE       | 10.00 |

**BLM**

625.6 ACRES TOTAL

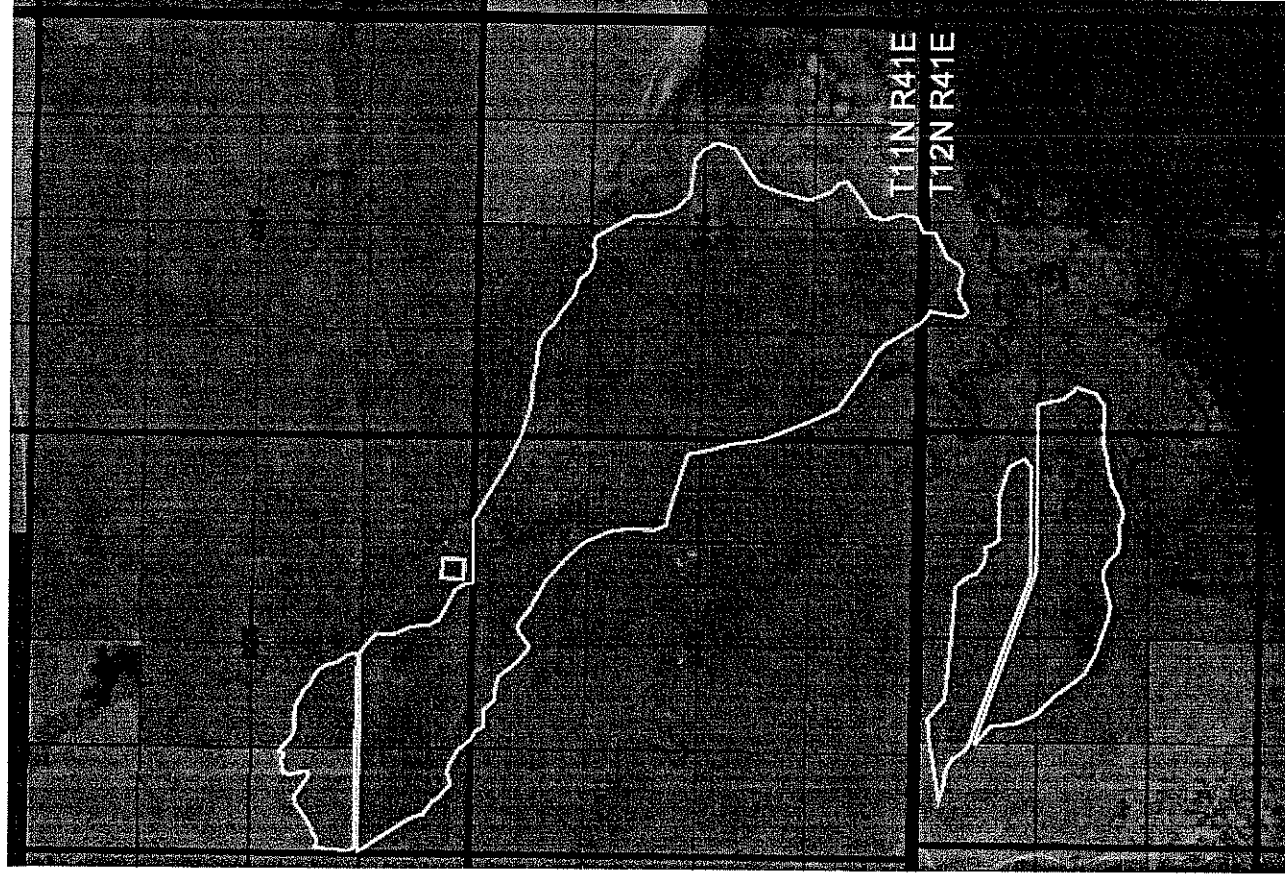
The rights listed below are limited to the irrigation of a combined total of 625.6 acres in a single irrigation season. Combined Right Nos.: 21-91, 21-11277, 21-2049, 21-92, 21-11276, and 21-90.

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

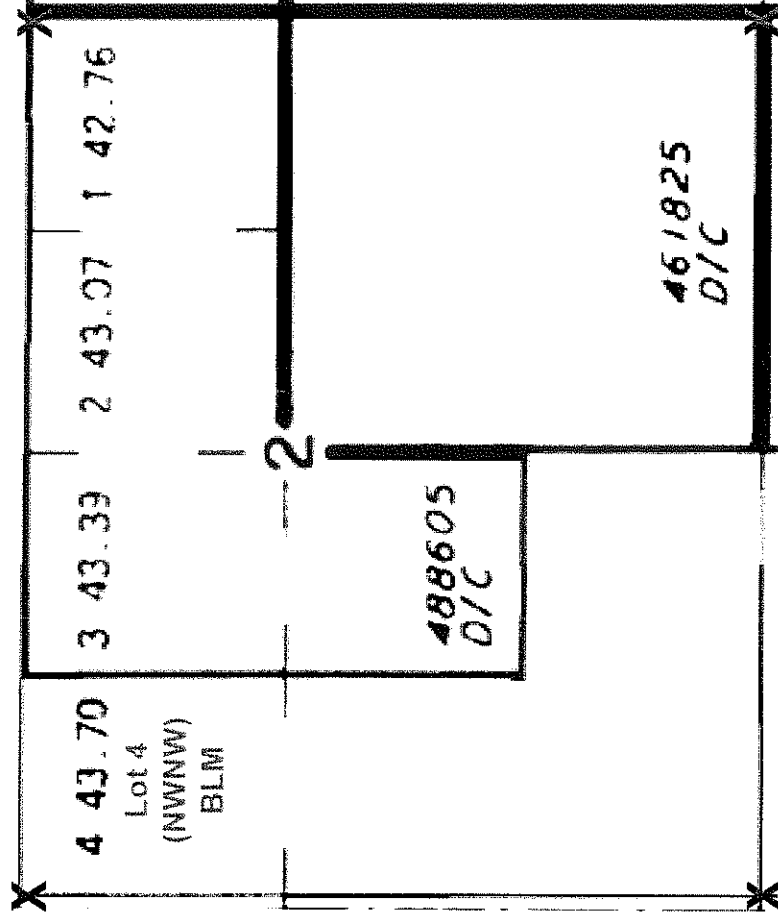
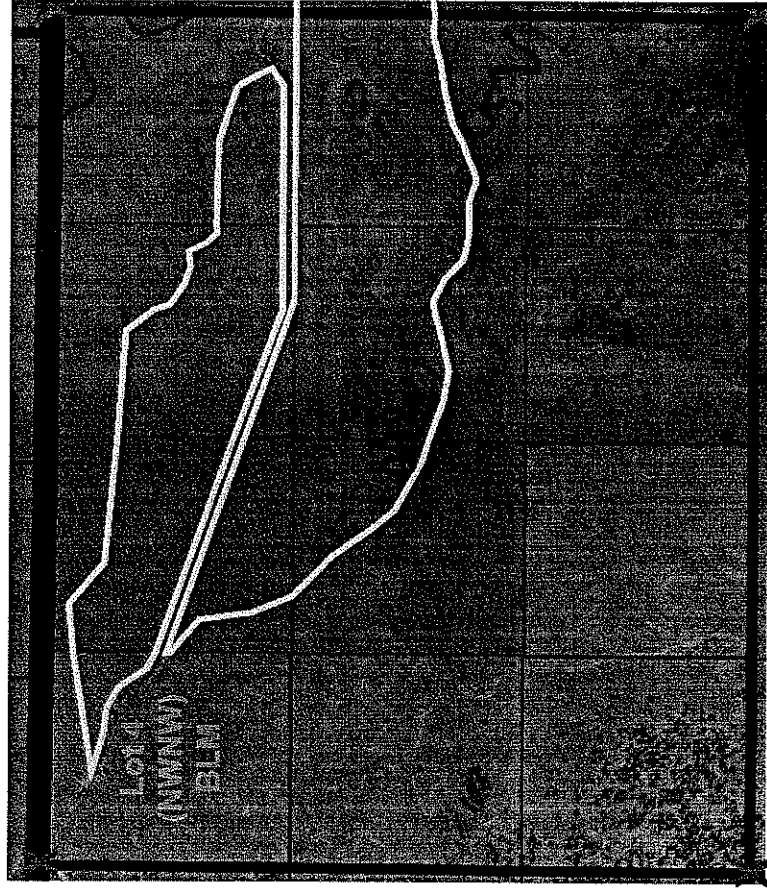
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

21-00090, 21-00091, 21-00092, 21-02049, 21-11276, 21-11277



21-00090, 21-00091, 21-00092, 21-02049, 21-11276, 21-11277  
T12N R41E S02



-Remove Lot 4 (NWNW) from recommendation and adjust shapefile accordingly

TOWNSHIP 12 NORTH RANGE 41 EAST OF THE BOISE MERIDIAN, IDAHO

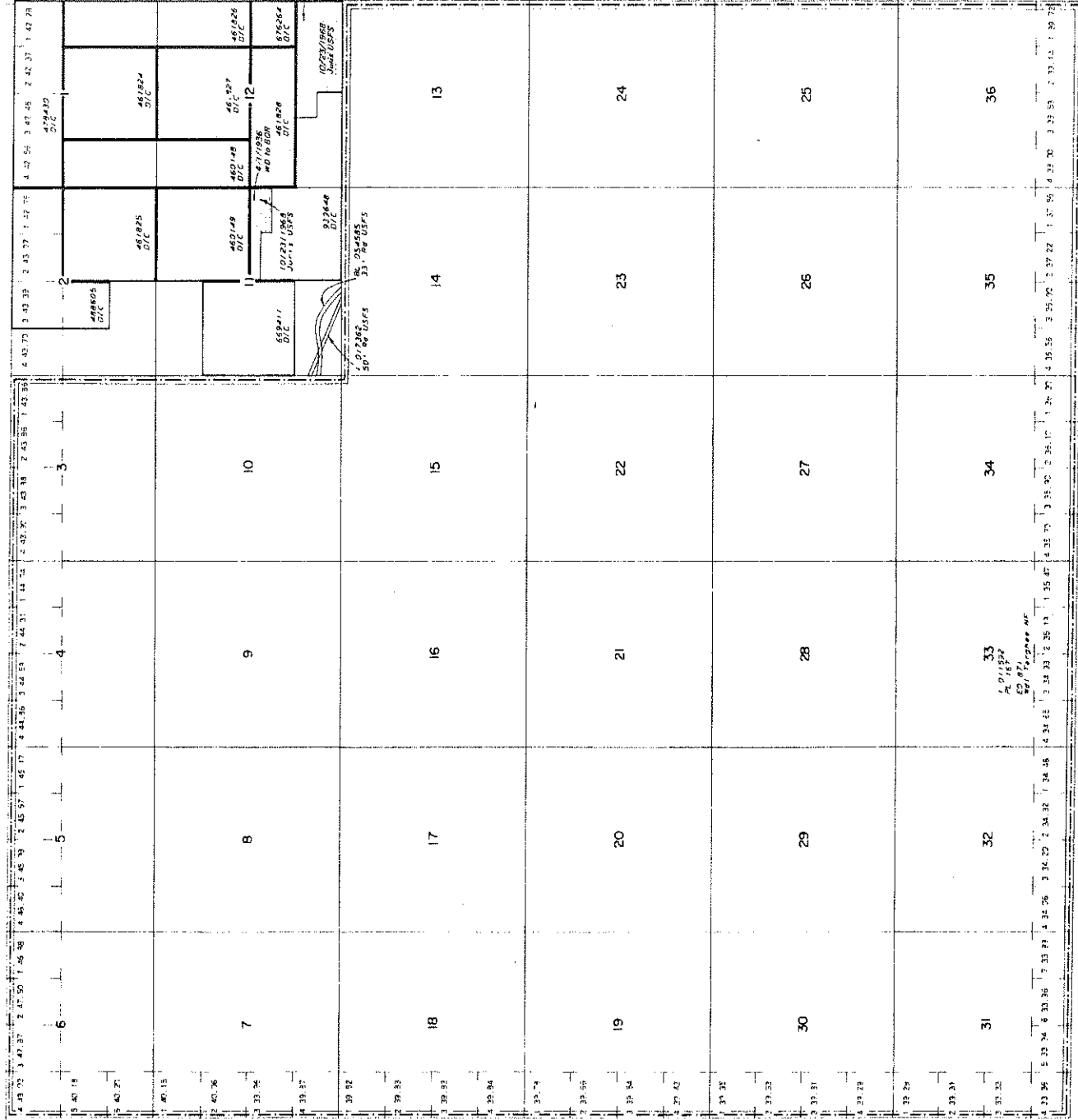
FREMONT COUNTY 043  
IDAHO FALLS DISTRICT SEC 15

STATUS OF PUBLIC DOMAIN  
LAND AND MINERAL TITLES  
AND ACQUIRED LANDS

MT PLAT

13 N-40 E  
13 N-42 E

12 N-41 E



| INDEX TO SEGREGATED TRACTS |    |                 |     |
|----------------------------|----|-----------------|-----|
| RE-SURVEY                  |    | ORIGINAL SURVEY |     |
| TRACT NO.                  | T  | R               | SEC |
| 1                          | 13 | 40              | 1   |
| 2                          | 13 | 40              | 2   |
| 3                          | 13 | 40              | 3   |
| 4                          | 13 | 40              | 4   |
| 5                          | 13 | 40              | 5   |
| 6                          | 13 | 40              | 6   |
| 7                          | 13 | 40              | 7   |
| 8                          | 13 | 40              | 8   |
| 9                          | 13 | 40              | 9   |
| 10                         | 13 | 40              | 10  |
| 11                         | 13 | 40              | 11  |
| 12                         | 13 | 40              | 12  |
| 13                         | 13 | 40              | 13  |
| 14                         | 13 | 40              | 14  |
| 15                         | 13 | 40              | 15  |
| 16                         | 13 | 40              | 16  |
| 17                         | 13 | 40              | 17  |
| 18                         | 13 | 40              | 18  |
| 19                         | 13 | 40              | 19  |
| 20                         | 13 | 40              | 20  |
| 21                         | 13 | 40              | 21  |
| 22                         | 13 | 40              | 22  |
| 23                         | 13 | 40              | 23  |
| 24                         | 13 | 40              | 24  |
| 25                         | 13 | 40              | 25  |
| 26                         | 13 | 40              | 26  |
| 27                         | 13 | 40              | 27  |
| 28                         | 13 | 40              | 28  |
| 29                         | 13 | 40              | 29  |
| 30                         | 13 | 40              | 30  |
| 31                         | 13 | 40              | 31  |
| 32                         | 13 | 40              | 32  |
| 33                         | 13 | 40              | 33  |
| 34                         | 13 | 40              | 34  |
| 35                         | 13 | 40              | 35  |
| 36                         | 13 | 40              | 36  |

1 011992 Sec 14 151 (act of Cong 7/23/1953)  
completed 4/12/1951, All NF surface kept by USFS

1 03362 Sides 20 2/7/1979  
Sec 2: 10/2 SW 1/4, 5/12 SW 1/4, Lot 4  
Sec 2: 10/2 NW 1/4, 5/12 SW 1/4

4/1/1936  
WD to BOR

10/23/1948  
Jury's USFS

10/23/1948  
Jury's USFS

10/23/1948  
Jury's USFS

10/23/1948  
Jury's USFS

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

| CURRENT TO | CURRENT TO |
|------------|------------|
|            |            |

| USE PLATS |
|-----------|
|           |

Lot 461 121 537 4  
Lot 461 121 537 4  
Lot 461 121 537 4

WARNING STATEMENT

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST

BOOK MAP