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JUN 30 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 74-00007
(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: Romaldo and Janice Martin
Address: 1192 Fallon Road; Hollister, CA 95023

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 legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal 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)

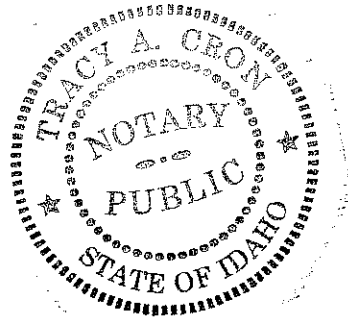
Subscribed and sworn to before me on: June 28, 2006

Tracy A. Cron
Tracy A. Cron

Notary Public for State of Idaho

Residing at: Meridian, Idaho

My Commission Expires: 08-22-2009



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 6-28, 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:

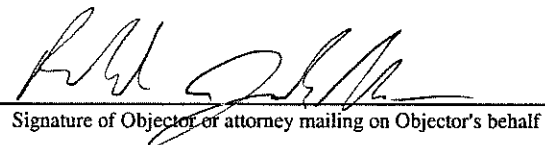
Name: Romaldo and Janice Martin
Address: 1192 Fallon Road; Hollister, CA 95023
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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: 74-7
NAME AND ADDRESS: ROMALDO MARTIN
1192 FALLON RD
HOLLISTER CA 95023

JANICE MARTIN
1192 FALLON RD
HOLLISTER CA 95023

Mixed POUs:

-The places of use described below contains both private and public lands.

-Clarify such that it is clear only private land is intended.

SOURCE: GEERTSON CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 1.000 CFS
PRIORITY DATE: 06/01/1889
POINT OF
DIVERSION: T22N R23E S34 SWSW Lot 5 Within LEMHI County
PURPOSE AND
PERIOD OF USE:

PLACE OF USE:	PURPOSE OF USE		PERIOD OF USE		QUANTITY	
	IRRIGATION		3/15	11/15		1.000 CFS
IRRIGATION Within LEMHI County						
T21N R23E S03 Lot 4 NWNW	10.00	T21N R23E S03	SWNW	15.00		
T21N R23E S03 NWSW	12.00	T21N R23E S03	SWSW	4.00		
T21N R23E S04 SENE	20.00	T21N R23E S04	NESE	33.00		
Mixed T21N R23E S04 NWSE	13.00	T21N R23E S04	SWSE	30.00		
T21N R23E S04 SESE	33.00	T21N R23E S09	NENE	22.00		
T21N R23E S09 NWNE	34.00	T21N R23E S09	SWNE	30.00		
T21N R23E S09 SENE	13.00	T21N R23E S09	NENW	4.00		
T21N R23E S09 SENW	23.00	T21N R23E S09	NESE	1.00		
T21N R23E S09 NWSE	27.00	T22N R23E S34 Lot 5 SWSW		2.00		
326 ACRES TOTAL						

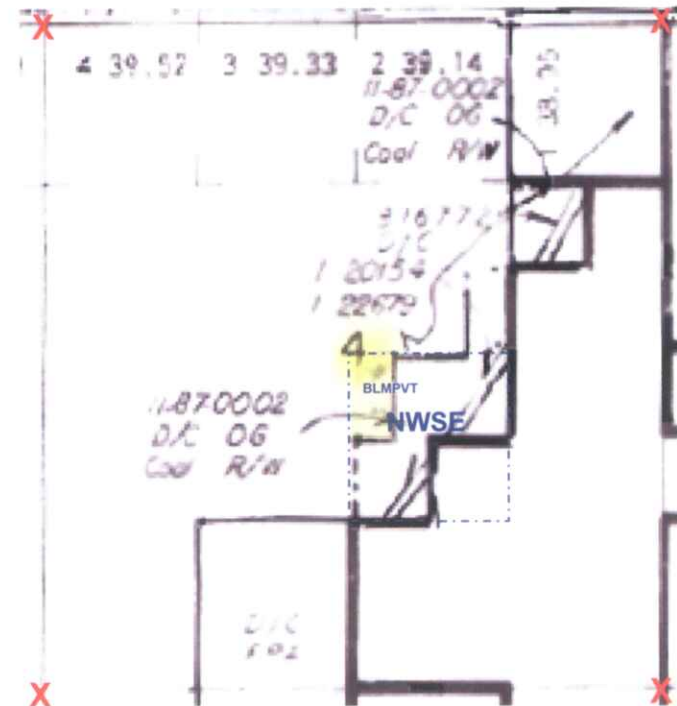
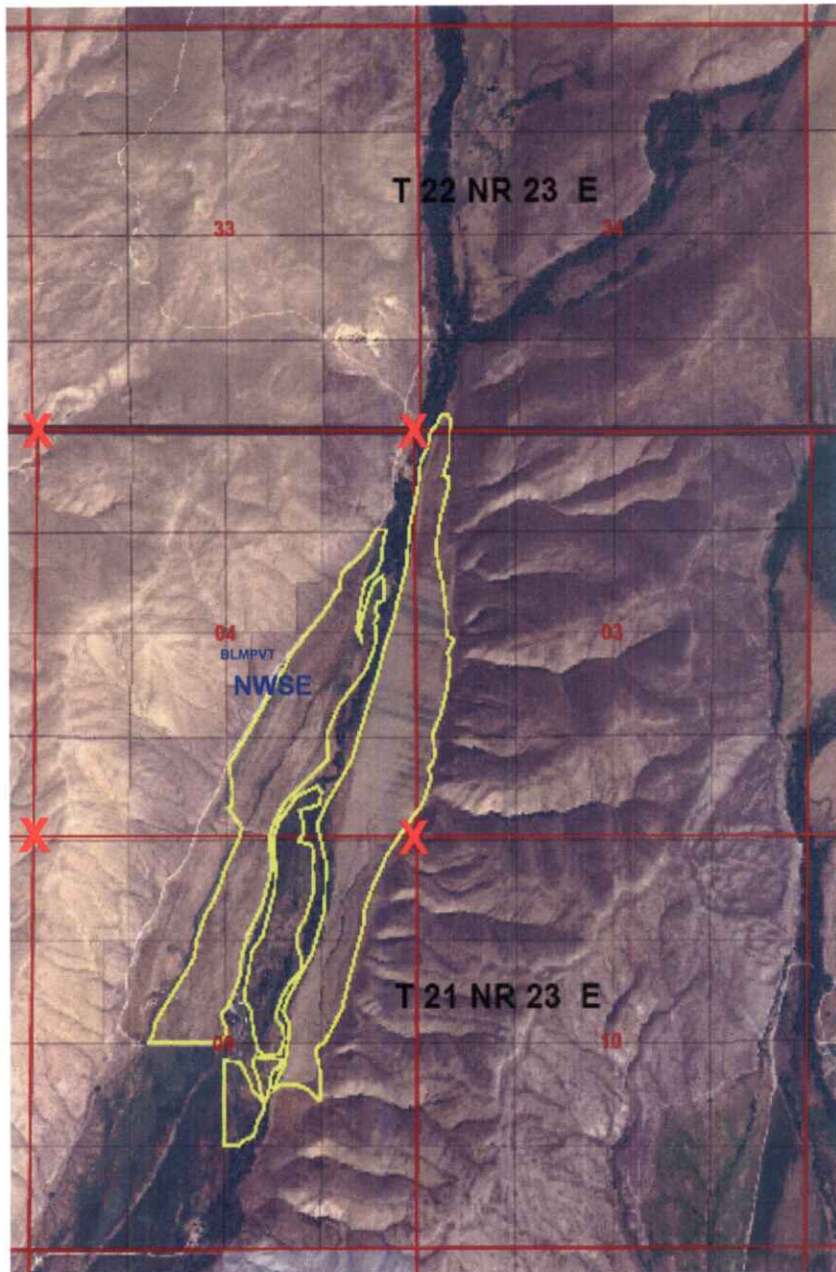
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 112.2 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

74-00006, 74-00007, 74-00619, 74-00918



Since S04 NWSE contains both private and public lands, please insert the following language under place of use to clarify these POU such that only private land is intended:

“Place of use does not include federal public lands.”