

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 01-00147
(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: Peoples Canal & Irrigation Co.
Address: 1050 W Hwy 39; Blackfoot, Idaho 83221

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. The claimant's use of Federal land is unauthorized. Claimant's water right should not include federal 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)

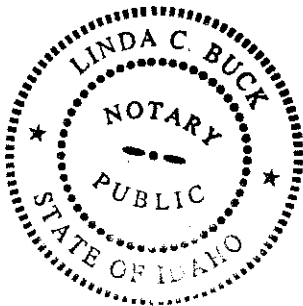
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Case A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

October 5, 2006
Linda C. Buck
Linda C. Buck



Notary Public for State of Idaho

Residing at: Mountain Home, ID.

My Commission Expires: 12-21-2011

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 Oct. 5, 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:

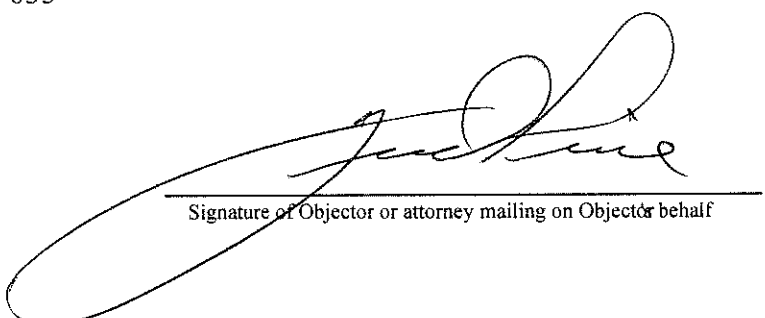
Name: Peoples Canal & Irrigation Co.
Address: 1050 W Hwy 39; Blackfoot, Idaho 83221
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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

05/11/2006

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

RIGHT NUMBER: 1-147

Pou: Digital Boundary includes BLM

NAME AND ADDRESS: PEOPLES CANAL & IRRIGATION CO
1050 W HWY 39

BLACKFOOT ID 83221

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 400.000 CFS

PRIORITY DATE: 08/18/1894

POINT OF

DIVERSION: T01S R36E S26 NWSENE Lot 1 Within BINGHAM County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 10/31

400.000 CFS

PLACE OF USE:

15222 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.

Place of use is within the area served by Peoples Canal & Irrigation Company.

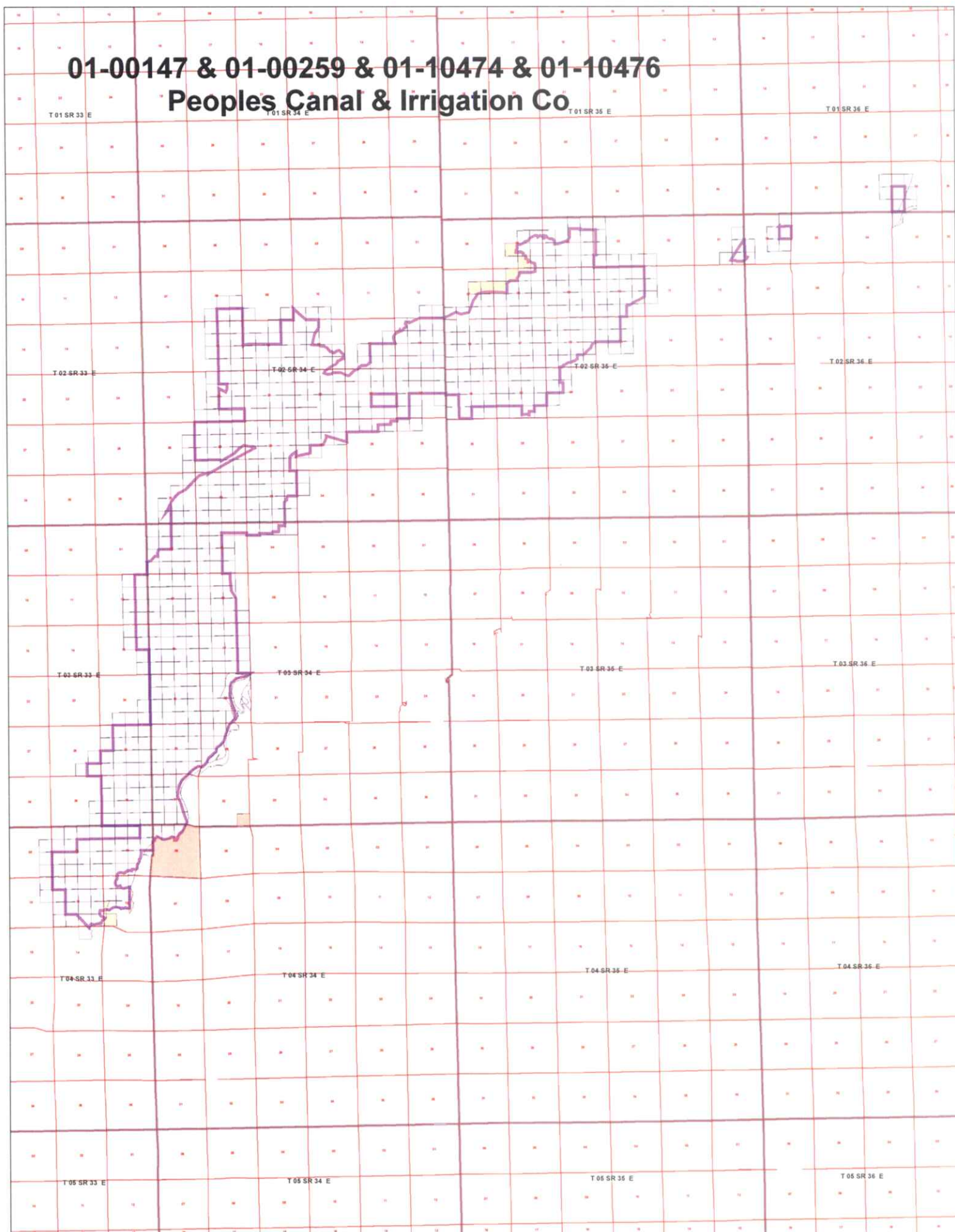
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Water is delivered through Peoples Canal.

01-00147 & 01-00259 & 01-10474 & 01-10476
Peoples Canal & Irrigation Co



BINGHAM COUNTY 011

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

[illegible]

SO 7/5/1921 at Winidaka West Provl. all islands
in Soke River

FD 105A 4/15/1938 Trl Jura of Acq. Land from
Dept of Agri to Dept of Int. BIA

All hand lying within 100 ft Hall and Pass

PUE 3 21 111 60 1/2/1910
 Sec 22: Lot 4. 50±5m
 Sec 27: Lots 1, 2

19390 Offer of Omitted Lands to Preference Rights
Claimants Pursuant to Act of Cong 5/31/1962

Sec 1: Lot 10
Sec 11: Lot 2
Sec 12: Lots 8 thru 11, 14 (portion), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (portion)

Sec 14: Lot 9, 10 (portion), 11, 2 (portions), 12 (portion)
Sec 27: Lot 10 (portion)

101-25873 Nait Mot Toub
Historical information only, does not denote
active cases.

101 25d73g High First Trail

public access

1911 ANNUAL Act of Congress

Sec 22: Lot 11

Sec 27: Lots 11, 12

[illegible]

Figure 1. Schematic representation of the experimental design. The figure shows a timeline of the study. The timeline starts with a baseline period (BL) and is divided into three main phases: Pre-Test, Test, and Post-Test. The Pre-Test phase includes a familiarization session (FAM) and a pre-test session (PRE). The Test phase includes a test session (TEST) and a post-test session (POST). The Post-Test phase includes a post-test session (POST) and a follow-up session (FOLLOW-UP). The timeline also indicates the duration of each session and the time intervals between sessions.

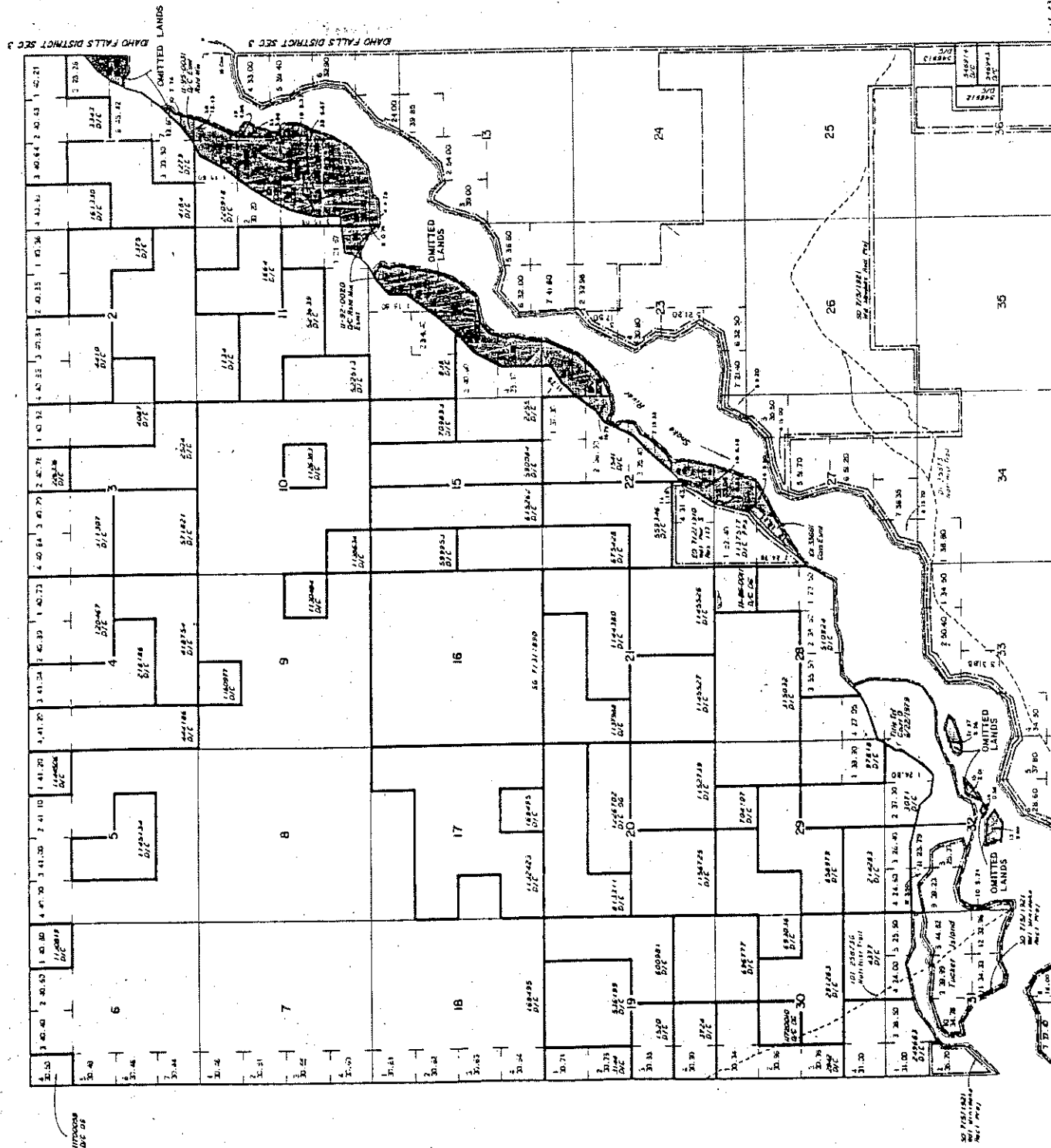
Figure 1. Schematic representation of the experimental design. The figure shows a timeline of the study. The timeline starts with a baseline period (Baseline) and is divided into three main phases: Pre-Test, Test, and Post-Test. The Pre-Test phase includes a Pre-Test (Pre-Test) and a Pre-Test (Pre-Test). The Test phase includes a Test (Test) and a Test (Test). The Post-Test phase includes a Post-Test (Post-Test) and a Post-Test (Post-Test). The timeline also shows the duration of the study (Study duration) and the duration of the intervention (Intervention duration). The timeline is divided into three main phases: Pre-Test, Test, and Post-Test. The Pre-Test phase includes a Pre-Test (Pre-Test) and a Pre-Test (Pre-Test). The Test phase includes a Test (Test) and a Test (Test). The Post-Test phase includes a Post-Test (Post-Test) and a Post-Test (Post-Test). The timeline also shows the duration of the study (Study duration) and the duration of the intervention (Intervention duration).

[illegible][illegible][illegible]

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

NOV 15 1991

USE PLAYS: _____

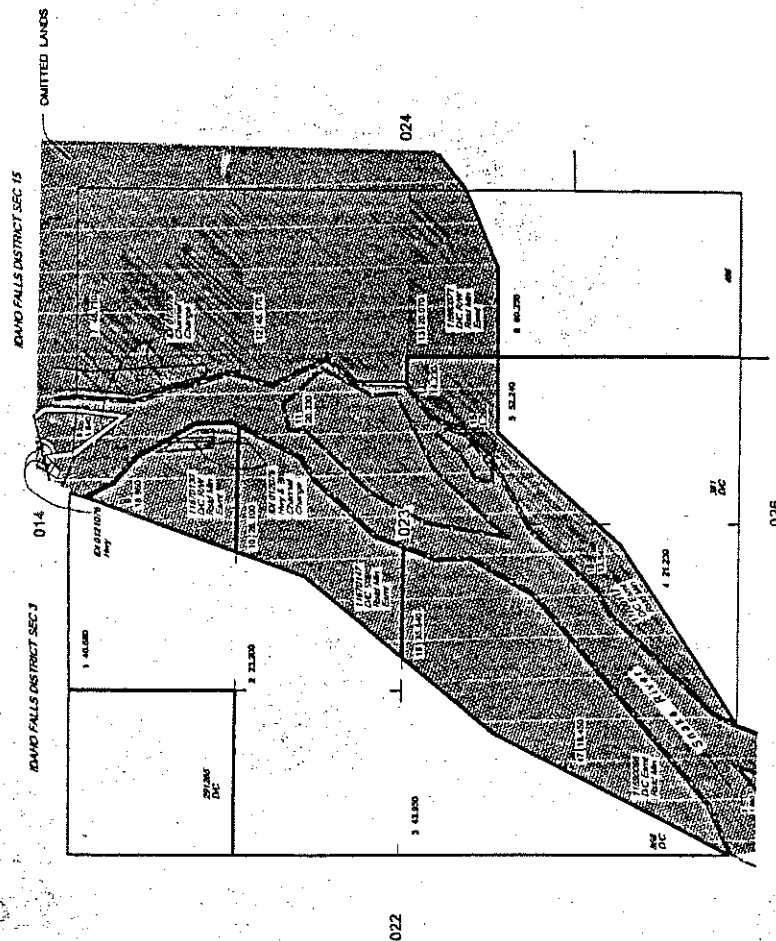


BINGHAM COUNTY D11

No. 2

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT
SUPPL Sec 23

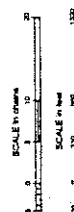
[illegible]

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

[illegible]

2000

This plot is only a graphic display of the Bureau of Land Management's (BLM) Record of Title and Township survey data. Records herein do not reflect the changes which may have been affected by lateral movements of these or other tracts of water. Refer to our list of surveys for official information.



BINGHAM COUNTY 011

022

IDAHOW FALLS DISTRICT SEC 3

CHARTERED LANDS

MT PLAT SUPPL Sec 27, 33, 34

Plat. 1

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

MDH 014155 Act of Cong Appt
Soc 37: M48

EO 14176 Act of Cong Appln
Sec 32: Part 15

Sec 33: Part lots 12, 13.

ICM 014071, ICM 014155, ICM 01

101 17090 offer of omitted lunch

947171 NOV 68

[illegible][illegible][illegible][illegible]

100% 90% 80% 70% 60% 50% 40% 30% 20% 10% 0%

[illegible]

[illegible]

**FOR ORDERS EFFECTING
UNIDENTIFIED LAND REFERENCE**

100

CONVERTED FROM:	5962823A
LAST UPDATED:	01/01/2000
ORIGIN:	EC

PUBLIC LAND SURVEY SYSTEMS

OTHER PROJECTED COORDINATE SYSTEMS

PLATE 100. *Staphylinidae*.
1. *Staphylinus* sp. 2. *Staphylinus* sp.

—BENJAMIN FRANKLIN

SCALE in shading

1. The first step is to identify the problem or question that needs to be answered.

At the same time, the

10

1000

10

1954-55

100