

**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 01-10489
(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: Bear World Ltd., LLC
Address: P.O. Box 413; Rexburg, Idaho 83440

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 made to be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

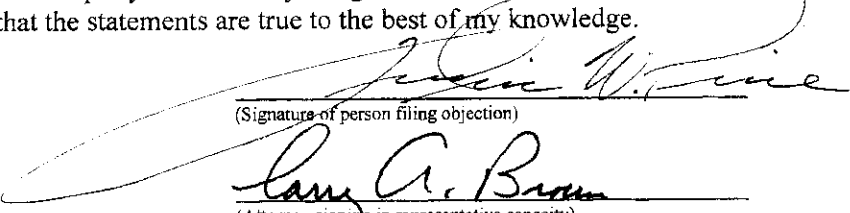
State of Idaho)

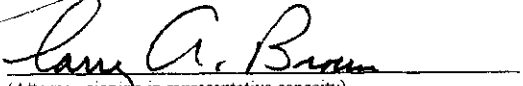
) ss.

County of ADA)

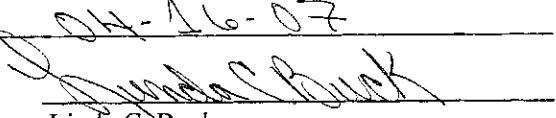
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

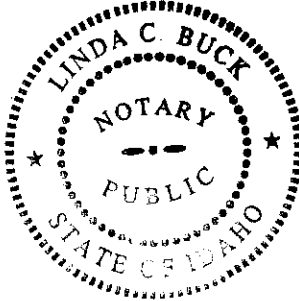
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 04-16-07


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 4-16, 2007, 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:

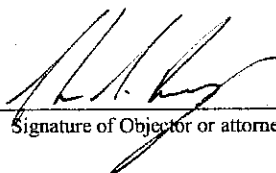
Name: Bear World Ltd., LLC
Address: P.O. Box 413; Rexburg, Idaho 83440
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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: 1-10489 **Mixed POU:**
NAME AND ADDRESS: BEAR WORLD LTD LLC
 PO BOX 413
 REXBURG ID 83440
 -Place of Use identified below contain both public and private land.
 -The legal location identified below appears to be a typographical error. Please correct by describing Lot 3 (SWSE) as Lot 3 (NESE).
SOURCE: SNAKE RIVER **TRIBUTARY:** COLUMBIA RIVER
QUANTITY: 0.500 CFS
PRIORITY DATE: 06/01/1987
POINT OF DIVERSION: T05N R39E S35 SEENW Within MADISON County
PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.500 CFS

PLACE OF USE: IRRIGATION in MADISON County

T05N R39E S27	SWNW	5.90	T05N R39E S28 Lot 4 SESE	27.00
Mixed T05N R39E S28 Lot 3 SWSE 5.80				
38.7 ACRES TOTAL				

This right is limited to the irrigation of 13 acres within the place of use described above in a single irrigation season.

Right Nos. 1-319 A and 1-10489 are limited to the irrigation of a combined total of 38.7 acres 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

Water is delivered through Bannock Jim Canal to Nelson Corey Canal.

This right is a split from former right 1-129.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Place of Use described as Lot 3 (SWSE) 5.80 acres, S28, T05N R39E appears to be a typographical error. Lot 3 should be described as Lot 3 (NESE) NOT Lot 3 (SWSE). The SWSE contains both private and public lands. Please clarify intended location to be that of Lot 3 (NESE).

Place of Use described as Lot 3 (SWSE) 5.80 acres, S28, T05N R39E appears to be a typographical error. Lot 3 should be described as Lot 3 (NESE) NOT Lot 3 (SWSE). The SWSE contains both private and public lands. Please clarify intended location to be that of Lot 3 (NESE).

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

MTP

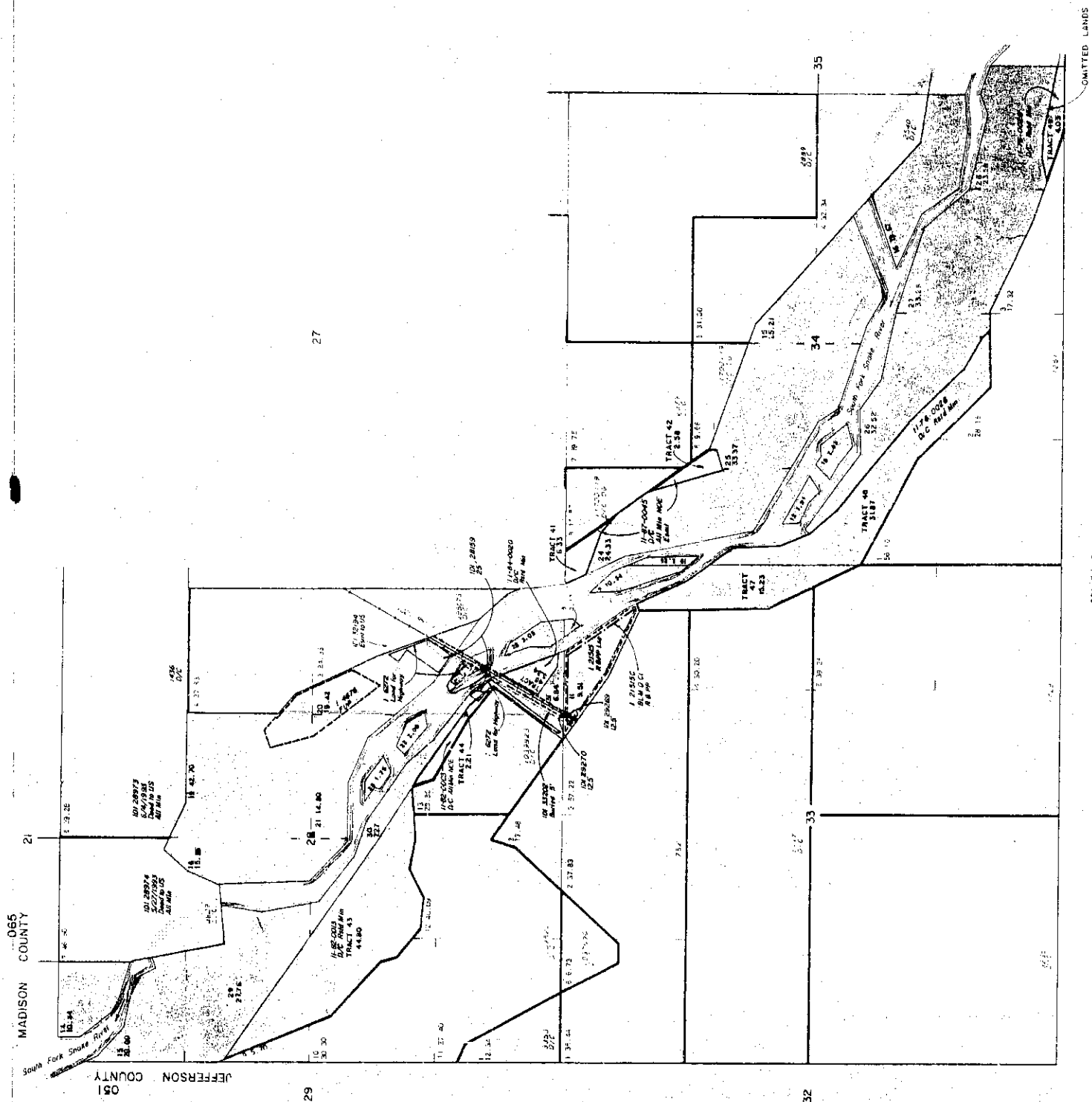
SUPPL Sec 28, 33, 34

[illegible]

1 3668 Offer of omitted funds to Preference Rights
 Claimants pursuant to Act of Cong 3/31/1962
 Sec 28: Part Lots 16, 17, 24, 25, 26
 Sec 33: Part Lots 9, 10
 Sec 34: Part Lots 9, 11, 13, 14, 17, 19, 21
 10) 32192 R/W Flood Control Levees
 Sec 28: Lots 29, 30

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

USE PLAYS	CURRENT TO MAY 01, 2001	CURRENT TO
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SCALE is CHAIRS

Brace War