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 01-00150B
(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: Lenroot Canal Co.; c/o Lynn Nelson, Jr.
Address: 617 W. 7800 S.; 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 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.

(Signature of person filing objection)

(Attorney signing in representative capacity)

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

Linda C. Buck

LINDA C. BUCK NOTARY PUBLIC STATE OF IDAHO

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 4-17, 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: Lenroot Canal Co.; c/o Lynn Nelson, Jr.
Address: 617 W. 7800 S.; 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: 1-150B

NAME AND ADDRESS: LENROOT CANAL CO
C/O LYNN NELSON JR
617 W 7800 S
REXBURG ID 83440

POU:
-The Digital Boundary Place of Use describes BLM land that is not authorized for irrigation activities

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0 622 CFS

The rights listed below are limited to a total combined annual diversion volume of 409.5 af. Combined Right Nos.: 1-149B, 1-150B, 1-151B, 1-182D, 1-187D, 1-251B, and 1-323B.

Adequate headgates and measuring devices shall be maintained in a manner that will provide the watermaster suitable control of the diversion

PRIORITY DATE: 06/01/1886

POINT OF DIVERSION: T04N R40E S8 SWNESW Within MADISON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.622 CFS

PLACE OF USE:

3031 ACRES TOTAL

Place of use is within the area served by Lenroot Canal Company.

BLM land inside Digital Boundary

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.

The rights listed below are limited to the irrigation of a combined total of 117 acres in a single irrigation season. Combined Right Nos.: 1-149B, 1-150B, 1-151B, 1-182D, 1-187D, 1-251B, and 1-323B.

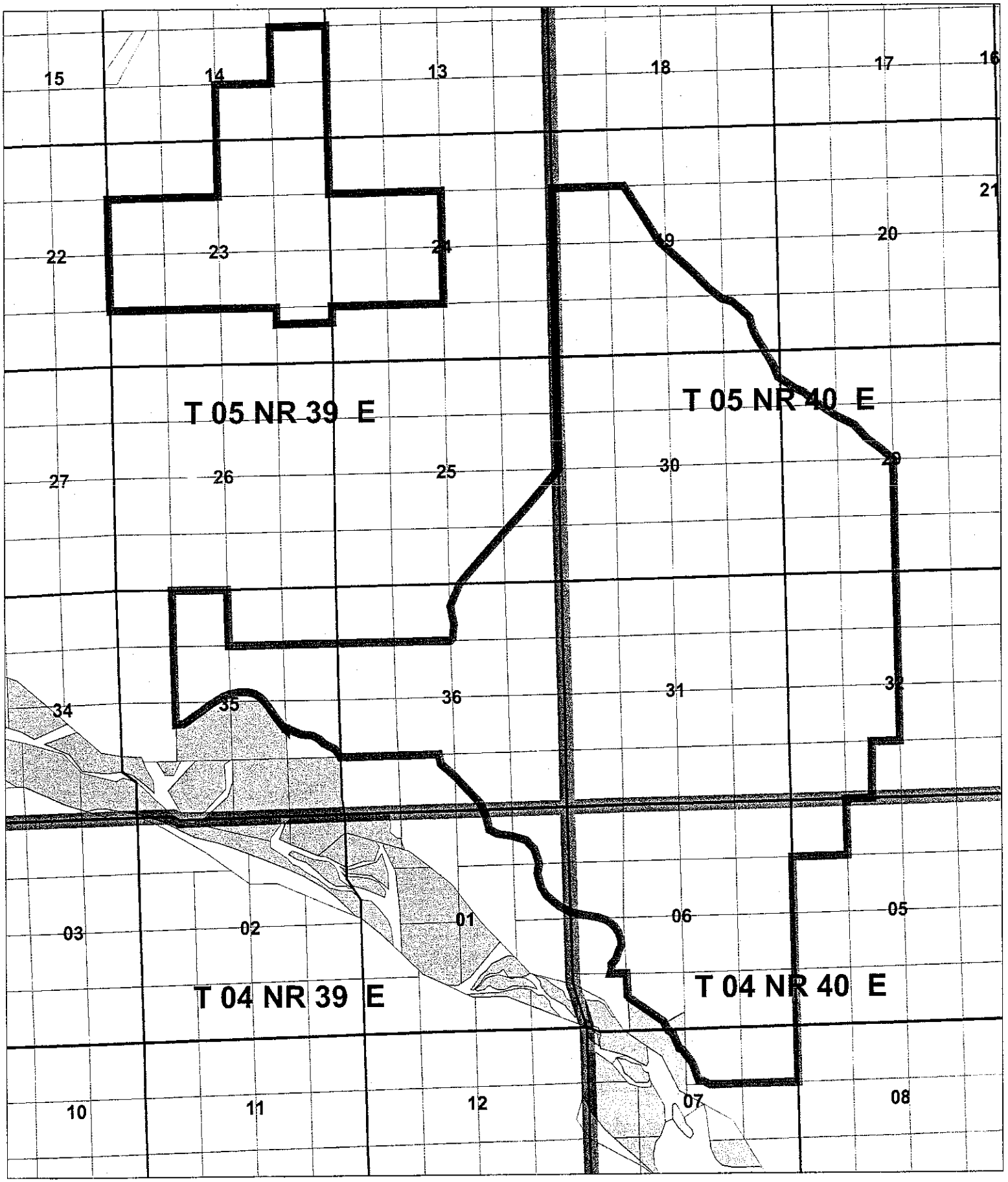
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WAIER RIGHT:

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 Lenroot Canal

Use of water under this water right will be regulated by the watermaster of State Water District No 1



Legend

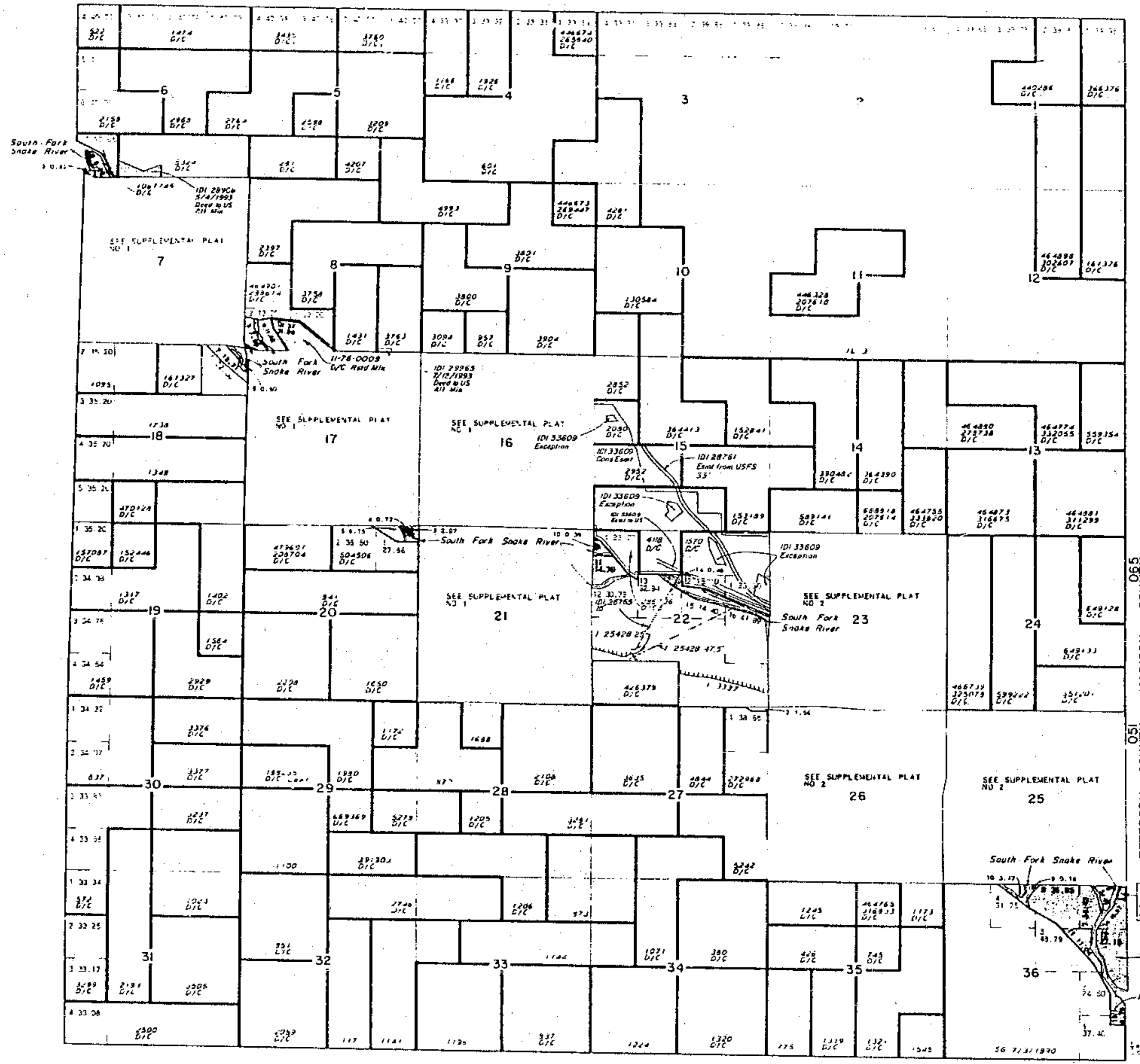
- SECTIONS_ID24_POLY
- BLM
- TOWNSHIPS_ID24_POLY
- lenroot canal

0 0.045 0.09 0.18 0.27 0.36 Miles

N

TOWNSHIP 4 NORTH RANGE 40 EAST OF THE BOISE MERIDIAN, IDAHO

IDAHO FALLS DISTRICT SEC 35



SCALE in Chains

WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MT PLAT

INDEX TO SEGREGATED TRACTS

RESURVEY TRACT NO	T	R	SEC	ORIGINAL SURVEY SUBDIVISION

Pat 4429
Sec 25 [illegible] Conf [illegible]

[illegible] 2529 Order of Omitted Lands to Preference Right Claimants pursuant to Act of Cong
Sec [illegible] Lot 16, part Lots 13 14 15 (Now
Sec [illegible] part Lots 3, 4 (Now part Tr 37)
Sec 16 Lot 11
Sec 17 part Lot 6 (Now part Tr 37)
Sec 23 part Lot 16 (Now part Tr 38)
Sec 25 Part lots 9, 10 (Now part Tr 47), lot 15
Sec 26 part Lots 15 to 17 incl (Now pa
Sec 36 part Lot 5 (Now Tr 39)

IDI 32963 R/W [illegible]
Sec 36 Lots 1, 13 [illegible]

Survey Pending Group No. 816
Partial Tp.

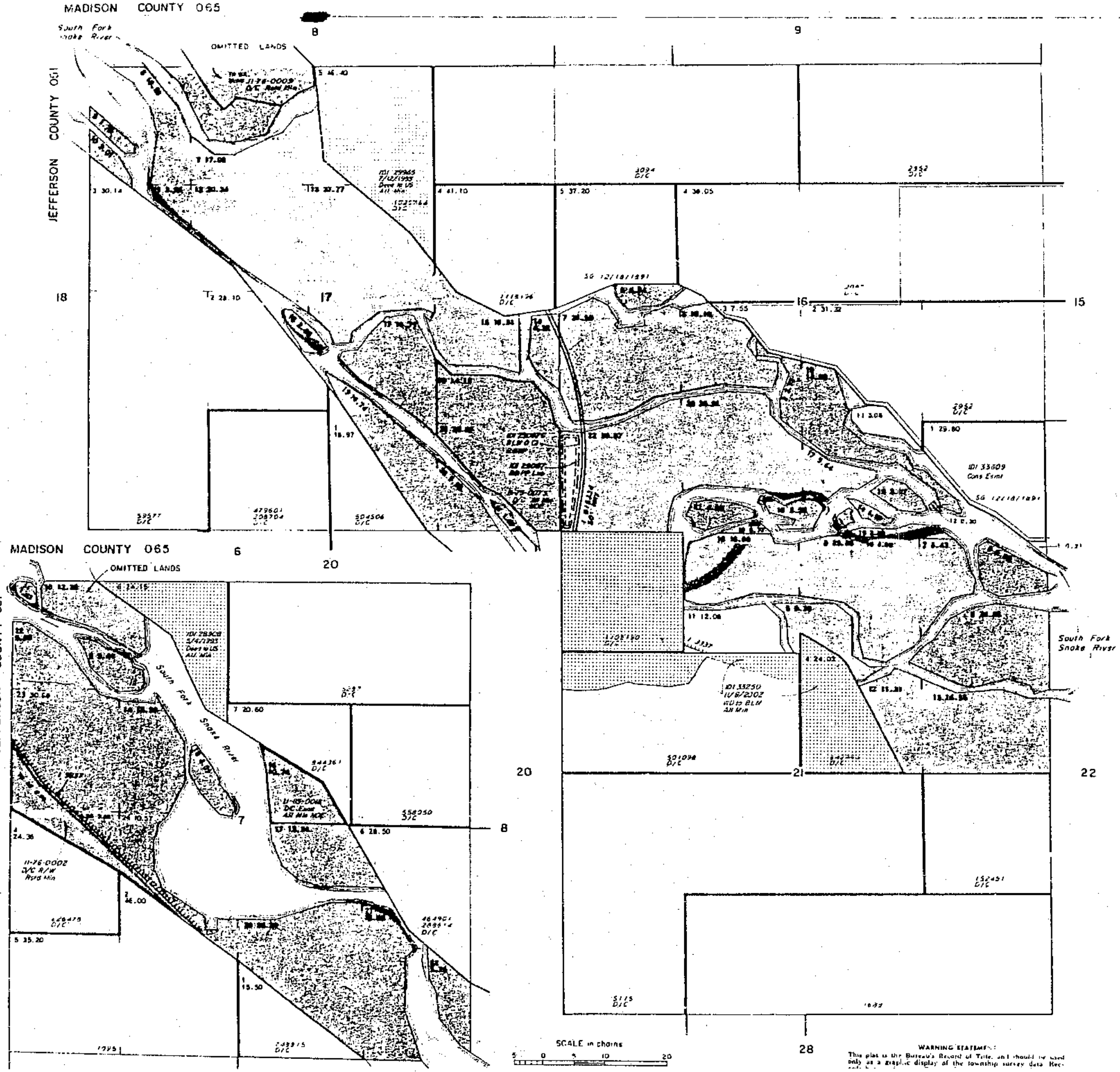
IDI 32744 R/W Access [illegible] Bures
Sec 36 [illegible] [illegible]

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

CURRENT TO	CURRENT TO

USE PLATS

TOWNSHIP 4 NORTH RANGE 40 EAST OF THE BOISE MERIDIAN, IDAHO



STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MTP
SUPPL Sec 7,16,17,21

INDEX TO SEGREGATED TRACTS				
RESURVEY	ORIGINAL SURVEY			
TRACT NO	T	R	SEC	SUBDIVISION

I 3524 Order of Omitted Lands to Preference Right Claimants pursuant to Act of Cong 5/31/1962
Sec 7 Lot 16, part Lots 13, 18, 19 (Now part Tr 40)
Sec 16 Lot 11
Sec 17 part Lot 6 (Now part Tr 37)

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

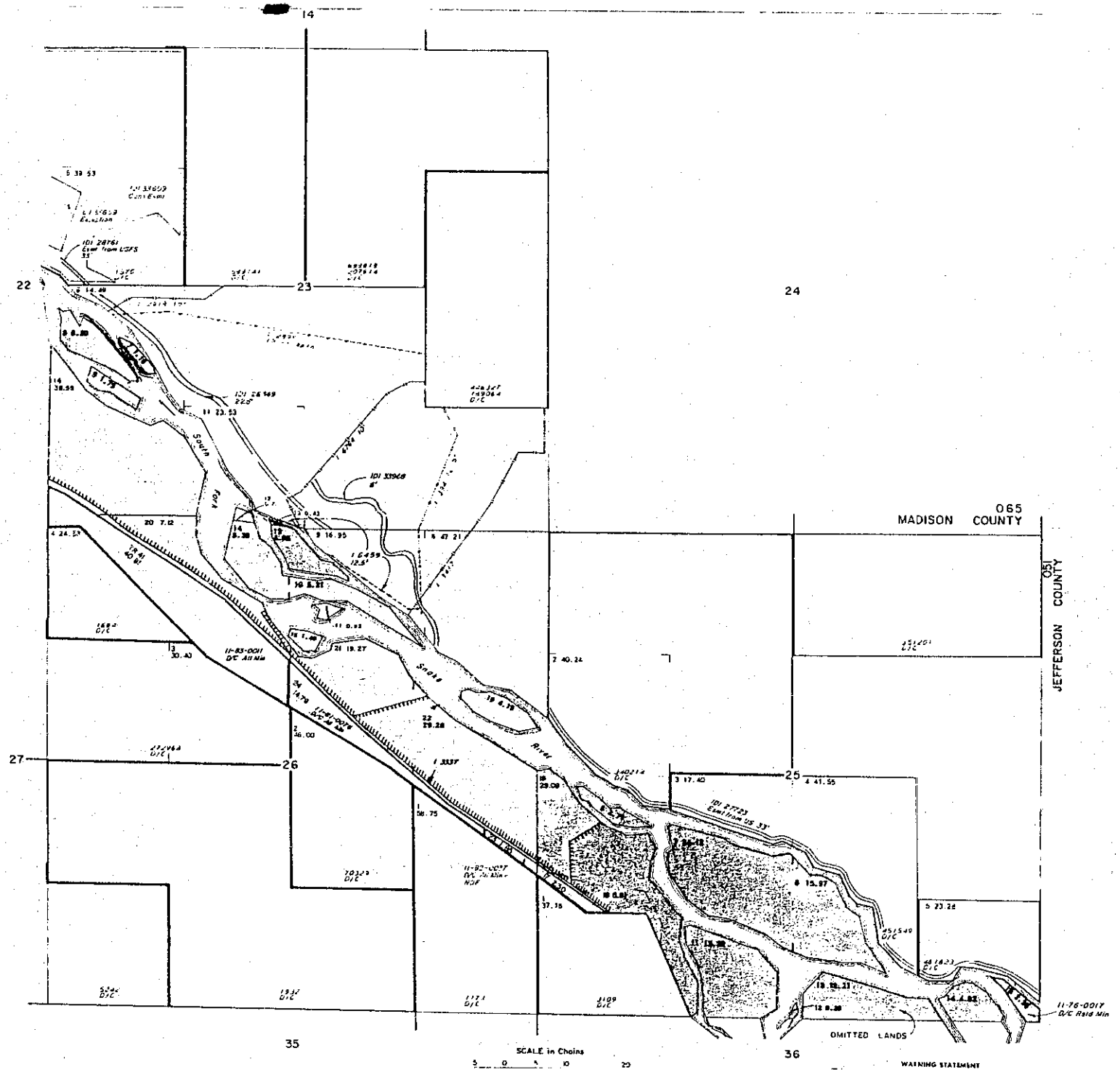
CURRENT TO	CURRENT TO

USE PLATS

Boise Mer
T. 4 N.

TOWNSHIP 4 NORTH RANGE 40 EAST OF THE BOISE MERIDIAN, IDAHO

IDAHO FALLS DISTRICT SEC 15



NO 2

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MTP
SUPPL Sec 23,25,26

INDEX TO SEGREGATED TRACTS				
RESURVEY	ORIGINAL SURVEY			
TRACT NO	T	R	SEC	SUBDIVISION

1 3526 Offer of Omitted Lands to Preference Right Claimants pursuant to Act of Cong 5/31/1962
Sec 23 part Lot 10 (Now Tr 38)
Sec 25 Part lots 9, 10 (Now Tr 38), lot 15
Sec 26 part Lots 15 to 18 incl (Now Tr 38)

Par 4429
Sec 25 N½NE¼, SW¼NE¼ Conflict

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

CURRENT TO	CURRENT TO

USE PLATS

Boise Mer

T. 4 N