

RECEIVED
SEP 20 2007
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 47-02025
(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: Y 3 Ranch

Address: P.O. Box 5405; Boise, Idaho 83705-5405

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: See attached.
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:

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 2 of 7 points of diversion are claimed. Investigation of diversion locations described on federal public land indicate that these diversions have been abandoned in favor of the other 5 diversions on state land. Claimant's water right should not include PODs on 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)

Larry A. Brown
(Attorney signing in representative capacity)

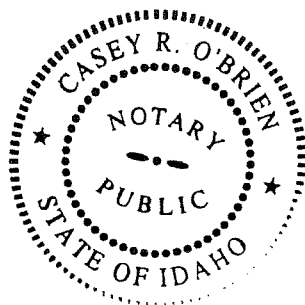
Subscribed and sworn to before me on: September 18, 2007

Casey R. O'Brien
Casey R. O'Brien

Notary Public for State of Idaho

Residing at: Nampa, ID.

My Commission Expires: 10-31-2009



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 Sept. 18, 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: Y 3 Ranch
Address: P.O. Box 5405; Boise, Idaho 83705-5405

Name:
Address: ;

Name:
Address: ;

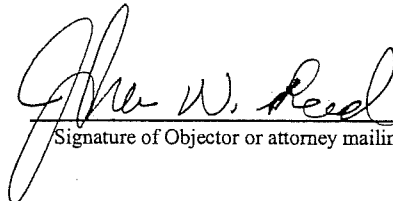
Name:
Address: ;

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

01/29/2007

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

RIGHT NUMBER: 47-2025 **PODs on BLM:**
 NAME AND ADDRESS: Y 3 RANCH
 PO BOX 5405
 BOISE ID 83705-5405 -The PODs on BLM appear to be retired in favor of
 the PODs in S16, mainly from China Creek.

SOURCE: CHINA CREEK TRIBUTARY: SALMON FALLS CREEK
 PLAYER CREEK TRIBUTARY: CHINA CREEK
 UNNAMED STREAM TRIBUTARY: PLAYER CREEK

QUANTITY: 7.000 CFS
 PRIORITY DATE: 07/06/1907

POINT OF
 DIVERSION: T16S R14E S16 SWNE Rediversion Within TWIN FALLS County
 T16S R14E S16 SWNE Within TWIN FALLS County
 T16S R14E S16 SWNE Rediversion Within TWIN FALLS County
 T16S R14E S16 NWSE Within TWIN FALLS County
~~T16S R14E S16 NWSE Rediversion Within TWIN FALLS County~~
 T16S R14E S20 NESE Within TWIN FALLS County
 T16S R14E S21 NWNW Injection Within TWIN FALLS County

BLM

PURPOSE AND
 PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	7.000 CFS

PLACE OF USE:

<u>IRRIGATION in TWIN FALLS County</u>			
T16S R14E S03	NESW	40.00	T16S R14E S03 SESW 40.00
T16S R14E S03	NWSE	40.00	T16S R14E S03 SWSE 40.00
T16S R14E S10	NENW	40.00	T16S R14E S10 NWNW 38.00
T16S R14E S10	SWNW	40.00	T16S R14E S10 SENW 40.00
T16S R14E S10	NESW	40.00	T16S R14E S10 NWSW 40.00
T16S R14E S10	SWSW	40.00	T16S R14E S10 SESW 40.00
T16S R14E S15	NWNW	38.00	T16S R14E S15 SWNW 2.00

518 ACRES TOTAL

This right is limited to the irrigation of 360 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 - License

Split of old ditch

5



Photo Pt. #8

(on Pvt. Land here)



Old ditch diversion here



Photo Pt. #7

Flow now goes right @ diversion, back



(Sheet 3)

Y3 Ranch Claim #47-2025 of BLM PODS

... .. T14S R. 14E.

Y3 Ranch Claim #47-2025 of BLM PODs in
NESE of Sec. 20 & NWNW, Sec. 21, T.16S, R.14E.

All Photos by Ash on Aug. 14, 2007



Photo Pt. #5



Photo Pt. #5



(Sheet 2)

Flow NOW
back to reg.
line

on Pvt. land here - No evidence of recent flows

Photos taken on 11/11/07
by Ash

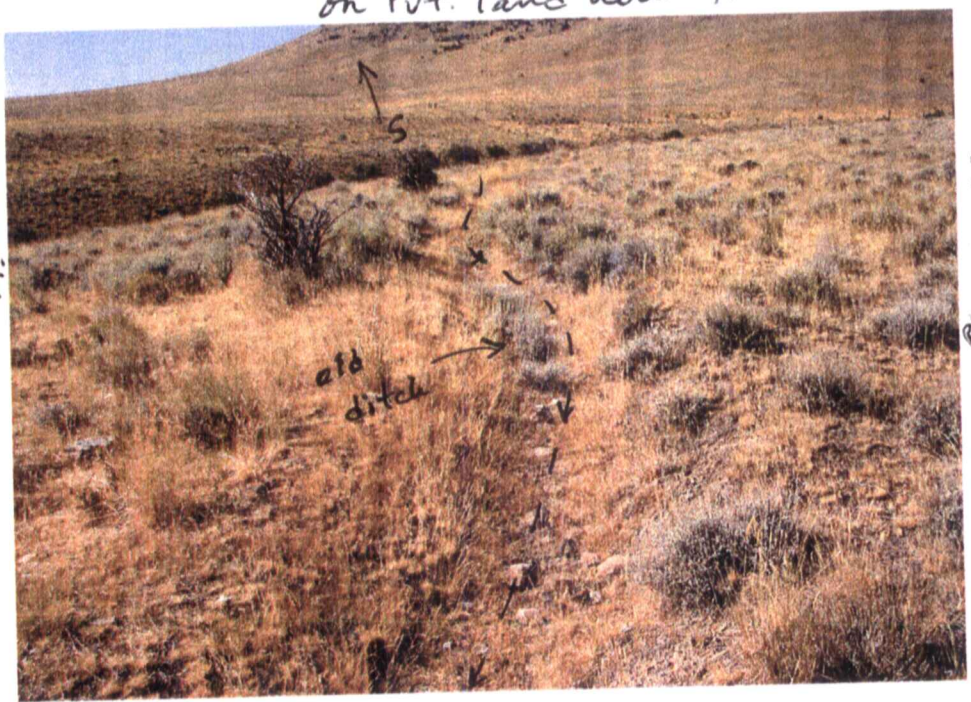


Photo #3



Photo #2



(Sheet 1)

No evidence of recent (past 20-30 yrs)
D.I.T.

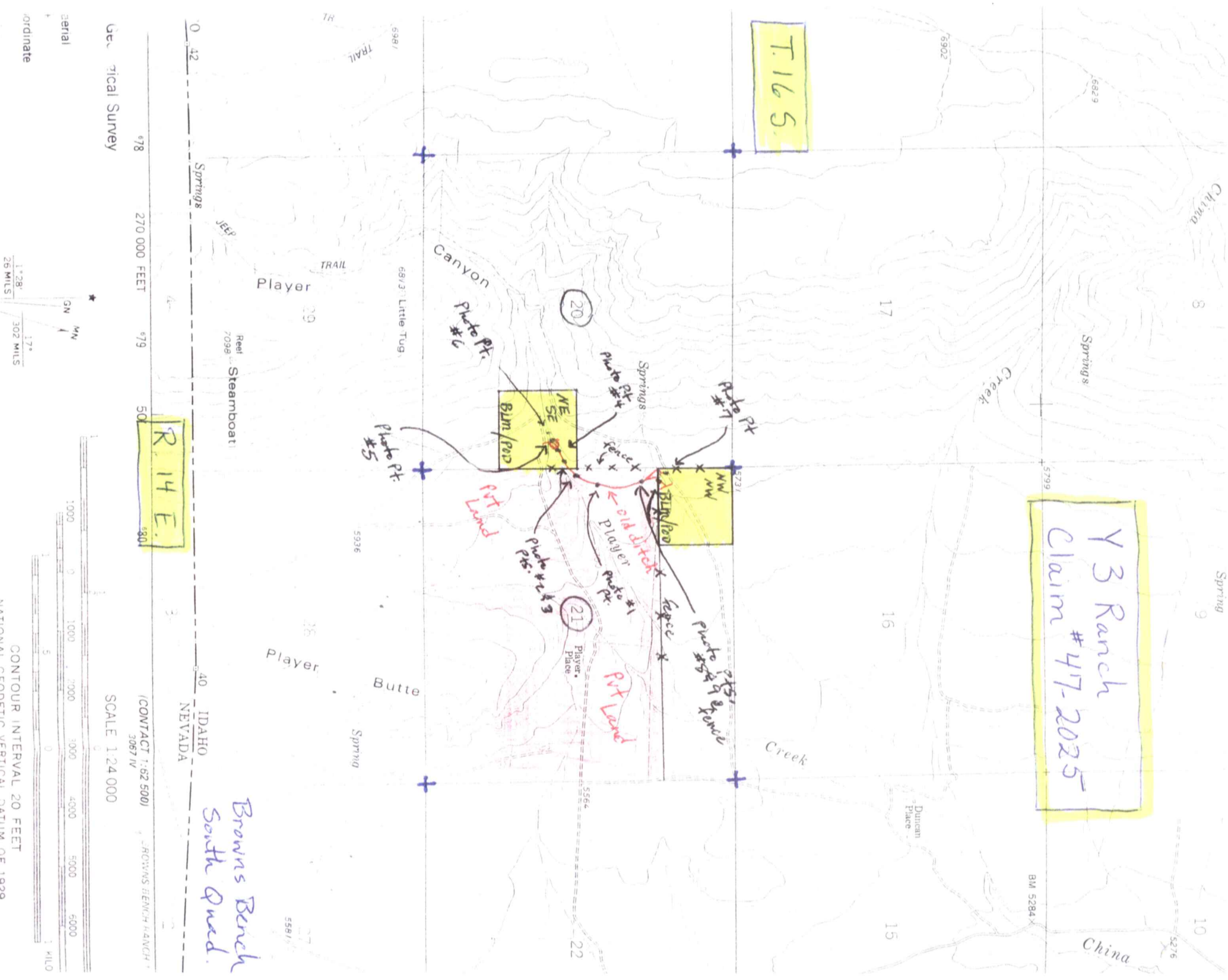
V3 Ranch Claim #47-2025 of BLM POA in
NESE 1/4 Sec. 20 & NWNW, Sec 21, T.16S, R.14 E.

Y3 Ranch
Claim # 47-2025

T. 165

R. 14 E.

Browns Bench
South Quad.



Use Critical Survey

Serial

ordinate

CONTOUR INTERVAL 20 FEET

CONTOUR INTERVAL 20 FEET

OCT 1930

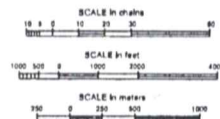
TWIN FALLS COUNTY 083
TWIN FALLS DISTRICT SEC 3

MT PLAT

Blank lined paper for writing.

FILE REF:	CD00016000140644MT00006 dwg
CONVERTED IFF:	02/23/2009 BY: LFM
LAST UPDATED:	02/23/2009 BY: LFM
LAST VERIFIED:	03/02/2009 BY: MDP
POSTED TO PUBLIC RECORDS:	
PUBLIC LAND SURVEY SYSTEM (PLSS)	
BLM GCSB ACQUIRED:	11/16/2004
USFS COFF ACQUIRED:	N/A
PROJECTED COORDINATE SYSTEM: UTM ZONE 11N, NAD 1983	
NOTES:	

Bolton Mar.,
T. 16 S
R. 14 E



No warranty is made by the Bureau of Land Management. The accuracy, reliability, or completeness of these data for individual use or aggregate use with other data is not guaranteed.

47-02025
Y 3 Ranch

PODs on BLM:

-The PODs on BLM appear to be retired in favor of the PODs in S16, mainly from China Creek.

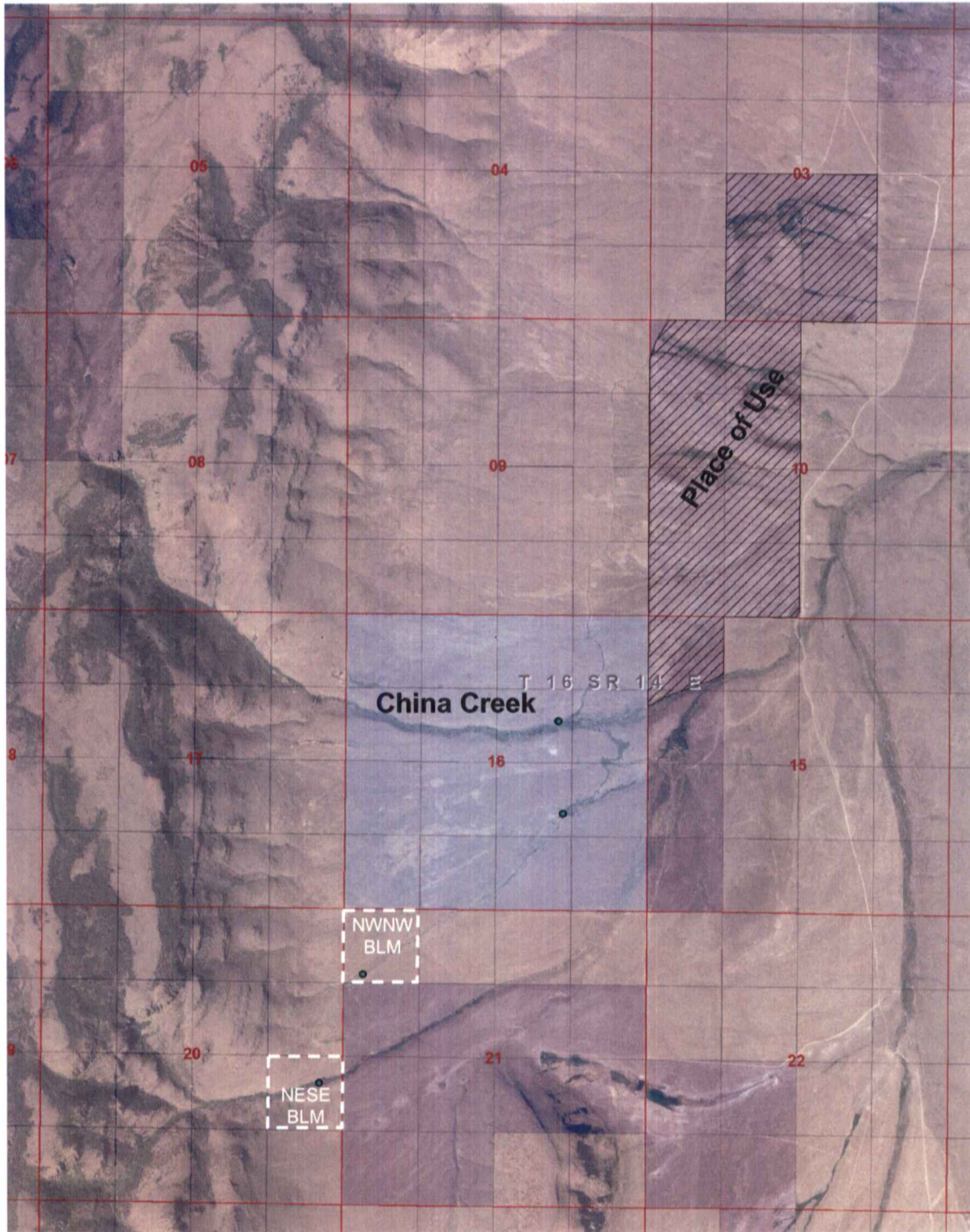


Photo 17. #8 - looking South
12010 17. - 8 117 in sec. 21



Going on to BLM Land in the
SWNW NW of Sec. 21
@ photo point #9 @ fence



(Sheet 4)

Y3 Ranch Claim #47-2025 of BLM
PODs in the NESE, Sec. 20 and NW NW,
Sec. 21, T. 16 S, R. 14 E.