

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 47-04268
(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: Coiner & Sons, Inc.
Address: 3866 N 3800 E; Hansen, Idaho 83334

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)

Lane C. Brown
(Attorney signing in representative capacity)

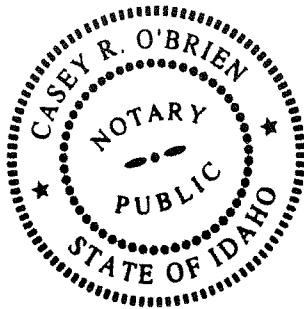
Subscribed and sworn to before me on: September 18, 2001

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:

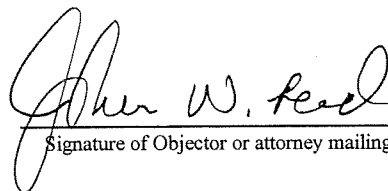
Name: Coiner & Sons, Inc.
Address: 3866 N 3800 E; Hansen, Idaho 83334
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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: 47-4268

POUs on BLM:

NAME AND ADDRESS: COINER & SONS INC
3866 N 3800 E
HANSEN ID 83334

-Claimant is not authorized to farm public land.
-Please remove public land from recommendation.

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.120 CFS
1,034.56 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 08/07/1948

POINT OF

DIVERSION:

T10S R19E S18 SWNENW Lot 3 Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

STOCKWATER

01/01 12/31

0.030 CFS

IRRIGATION

03/15 11/15

2.120 CFS

PLACE OF USE:

IRRIGATION in TWIN FALLS County

T10S R18E S11	NESW	11.00	T10S R18E S11	NESE	22.00
T10S R18E S11	NWSE	35.00	T10S R18E S12	SWSW	23.00
BLM T10S R18E S12 Lot 7	SESW	15.00	T10S R18E S12 Lot 6	SWSE	1.70
T10S R18E S13 Lot 1	NENE	23.00	T10S R18E S13	NWNE	38.00
T10S R18E S13	SWNE	40.00	T10S R18E S13	SENE	40.00
T10S R18E S13	NENW	40.00	T10S R18E S13	NWNW	24.00
T10S R18E S13	SWNW	36.00	T10S R18E S13	SENW	40.00
T10S R19E S18 Lot 3	NENW	28.00	T10S R19E S18 Lot 4	NWNW	8.50
T10S R19E S18 Lot 5	SWNW	19.00	T10S R19E S18	SENW	40.00

STOCKWATER same as IRRIGATION

484.2 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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 - Beneficial Use

Use of this right is combined with water from Twin Falls Canal Co.

18 EAST OF
TWIN FALLS DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MIT PLAT

[illegible]

O 07/03/1913 Wdi Pwr S Res 381 effects all

4 366

Succs 3,4

to permit R/W Met S

LM O 09/27/1957 Rest Pwr Proj 18 Open to E
Subj to Sac 24 EPA

Soc 4: Lol 4
Soc 11: Lol 5 1 2 5 6

DI 2316 BLM O C I Mult Use
Twin Falls County; Segr from appropriation und

Sec 4: Lot 4

07/10/17 11:30S

Soc 7: NWSE
Soc 11: NWSW

DI 34292C BLM O C I R & P P

Sec 10: Lots 1,2

01 34292 R&PP 1 sa

Sec 4: Lots 1,2

Sec 10: Lots 1,2

Soc 12: Ld 3

© 2006 The Authors
Journal compilation © 2006 Blackwell Publishing Ltd

MISCELLANEOUS DOCUMENTS

FILE REF: ID08010190180EaMT0000a.dwg

QA/QC #1:	QA/QC #2:
PORTED TO DIGITAL RECORDS-	

PUBLIC LAND SURVEY SYSTEM (PLSS) BLM GCS08 ACQUIRED: 04/28/2005

PROJECTED COORDINATE SYSTEM: UTM ZONE

NOTES:

USE PLAYS:

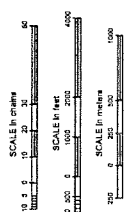
class Apr
F. 10 S
R. 10 E



DISCLAIMER:

[illegible]

NORTH



S. Bureau of Land Management - Idaho State Office
1387 S. Vinnell Way Boise, Idaho 83709
(208) 373-4000



47-04268; Coiner & Sons Inc.

POUs on BLM:

-Please remove BLM land from recommendation and adjust shapefile accordingly.

