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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 47-17205
(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: Brackett Ranches, Ltd.

Address: Flat Creek Ranch; Rogerson, Idaho 83302

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: See attached.
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 most of the use is claimed. Several of the POUs describe locations where no trough exists. The season of use is inconsistent with the period of use authorized. The recommendation of this claim is not described consistent with the requirements of I.C. 42-1402. *Not all of the claimed POUs are authorized.*

F.

VERIFICATION (Must be Completed)

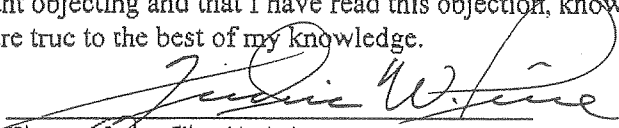
State of Idaho

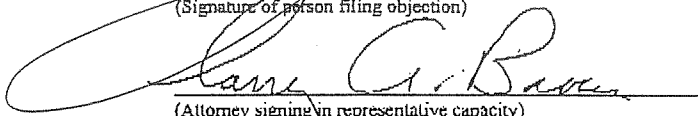
)
) ss.
)

County of ADA

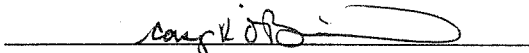
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

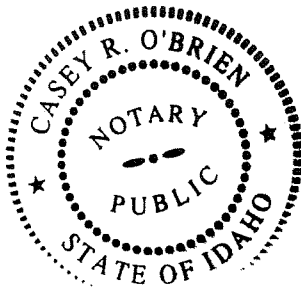
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: September 19, 2007


Casey R. O'Brien



Notary Public for State of Idaho

Residing at: Nampa, Idaho

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. 19, 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:

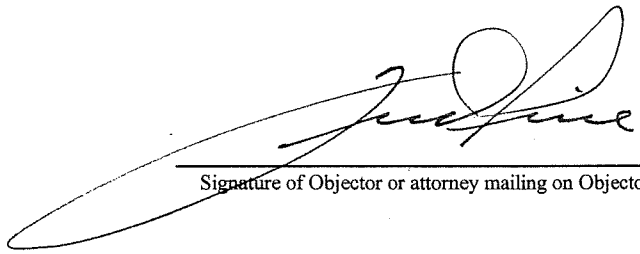
Name: Brackett Ranches, Ltd.
Address: Flat Creek Ranch; Rogerson, Idaho 83302
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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: 47-17205
NAME AND ADDRESS: BRACKETT RANCHES LTD
FLAT CREEK RANCH
ROGERSON ID 83302

POUs on BLM:

-No watering facilities at these locations*.

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 12/31/1983

POINT OF

DIVERSION: T12S R13E S20 NWSWSW Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER in TWIN FALLS County

BLM

T12S R12E S25	SENW
T12S R12E S35	SWNW *
T12S R13E S31	NENW *
T13S R12E S01	SWNE
T13S R13E S05	NWSW *

T12S R12E S26	SWNE *	BLM
T12S R13E S29	SWSW	
T12S R13E S31	NWSE	
T13S R12E S01	NWNW	BLM

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

USE OF THE RIGHTS LISTED BELOW ARE LIMITED TO STOCKWATER USE FOR 1000 RANGE CATTLE. RIGHT NOS.: 47-17193, 47-17194, 47-17195, 47-17196, 47-17197, 47-17198, 47-17199, 47-17200, 47-17201, 47-17102, 47-17105, 47-17106.

TOWNSHIP 12 SOUTH RANGE 12 EAST OF THE BOISE MERIDIAN, IDAHO

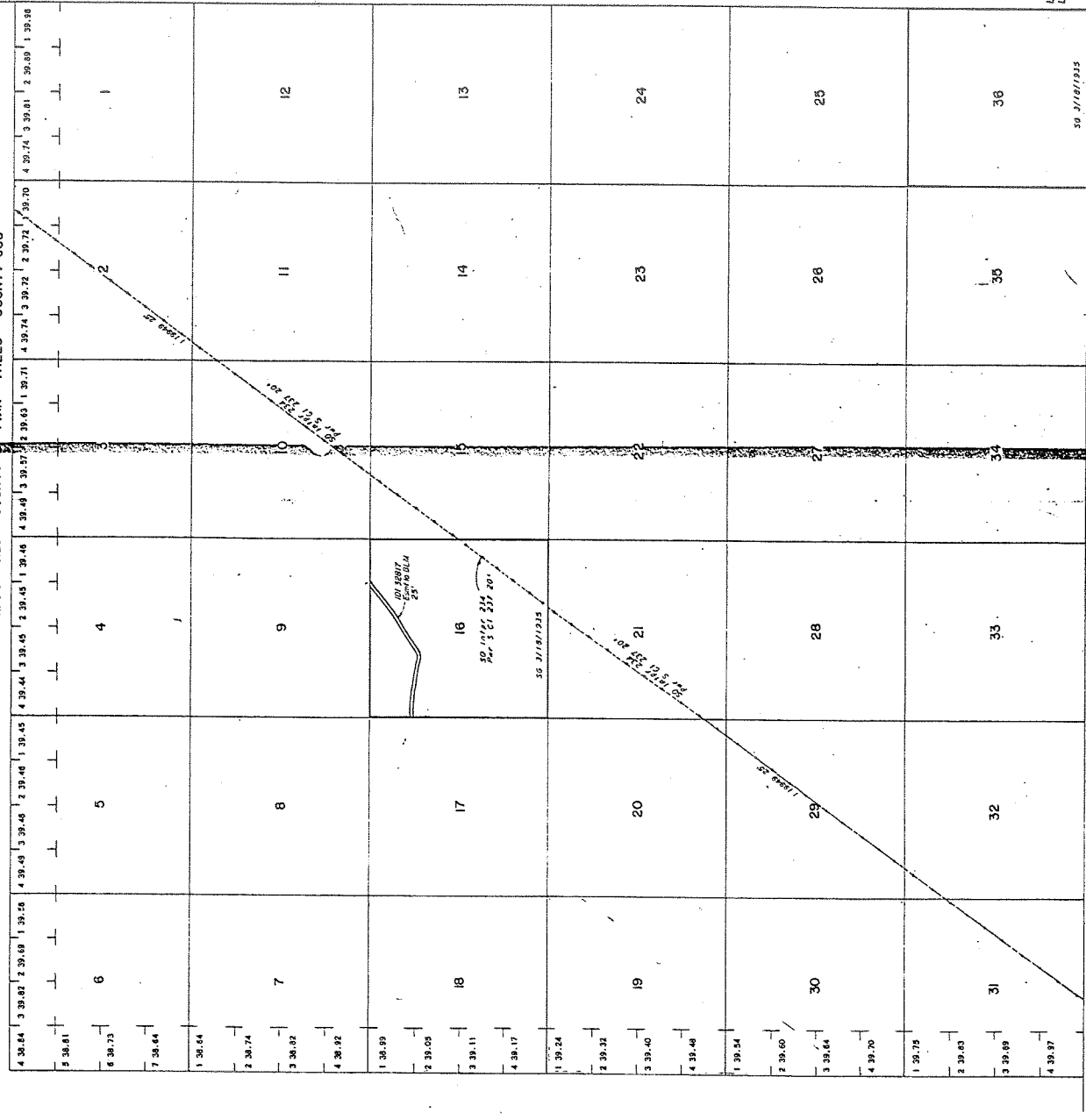
BOISE DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

11 S-13 E

0730WYHEE COUNTY TWIN FALLS COUNTY 083

12 S-13 E



MT PLAT

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

CURRENT TO
NOV 9 2000

USE PLATS:

Boise Mer

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-
DRAWAL ORDER

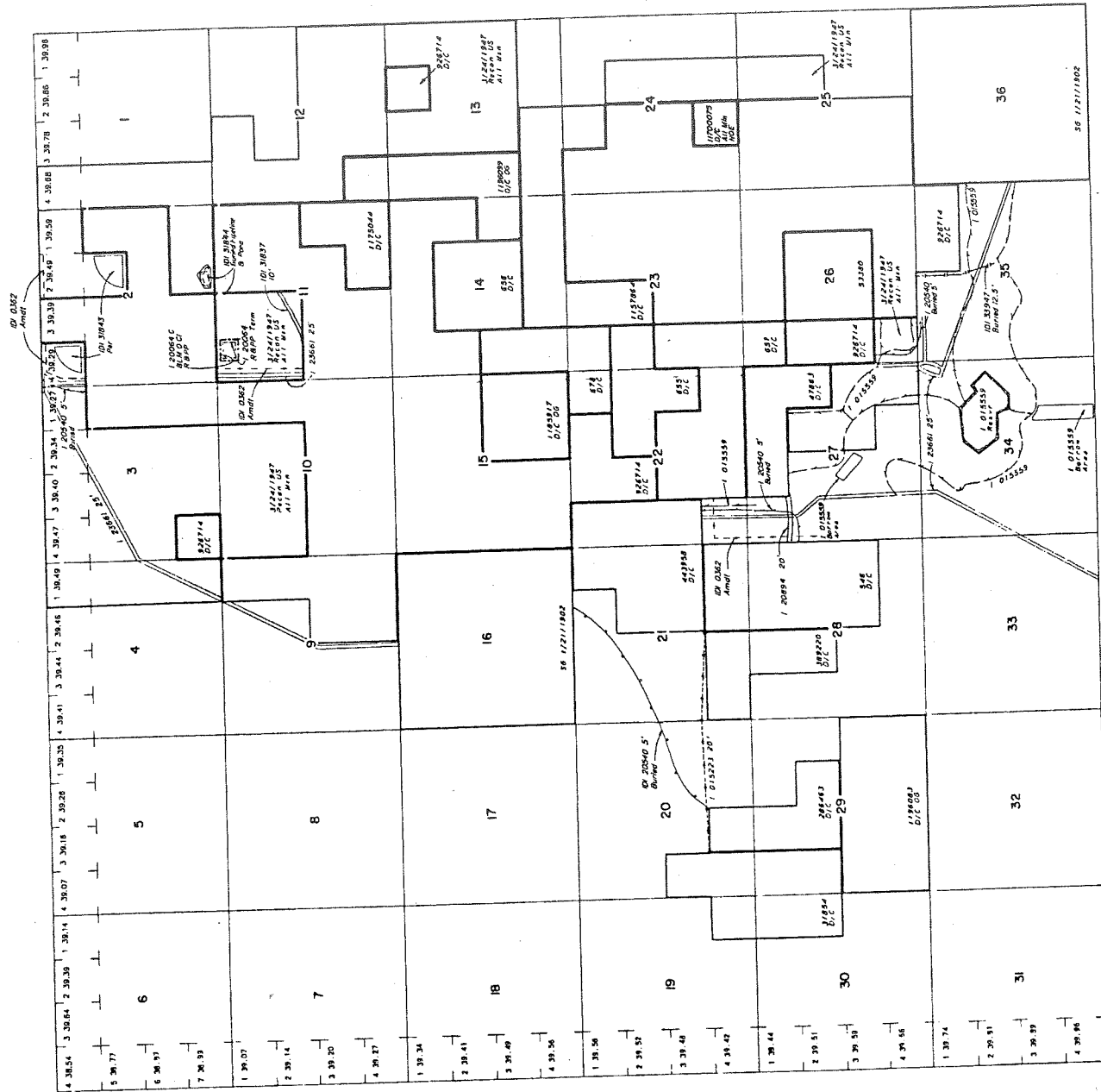
SCALE in Chains
0 10 20 30 40

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

BOISE DISTRICT SEC 3

[illegible]

1 20064 RBPP Landfill Lse Term 9/11/1995
Sec 11- NEWNH



Lat. 42° 20' N
Long. 112° 53'

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

[illegible]

USE PLAYS:

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER.

WARNING STATEMENT

This plot is the Bureau's Record of Title, and should be used

SCALE in Chain

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

BOISE DISTRICT SEC 3

MT PLAT

[illegible]

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

CURRENT TO SEP 2 200	CURRENT TO
USE PLAYS:	

• *Design Effect*

1954

Q. 125.

WASHINGTON STATE

WASHINGTON

This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of strata or other bodies of water. Refer to the cadastral surveys for official survey information.

THE HISTORICAL

DRAWAL ORDER

10

Abstract

SCALE in chains

0 10 15

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Cryptosporidium parvum

