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OCT 17 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 75-04150
(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: Big Flat Ditch Co.; c/o Katie Slavin
Address: P.O. Box 255; Carmen, Idaho 83462

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.

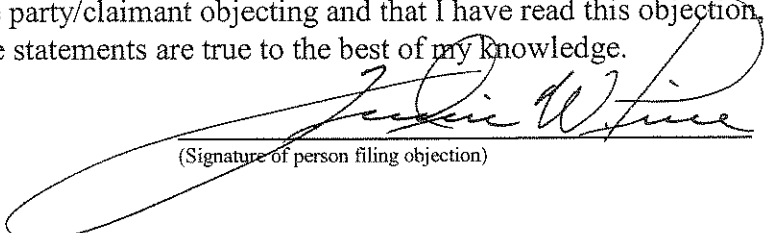
F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of ADA)

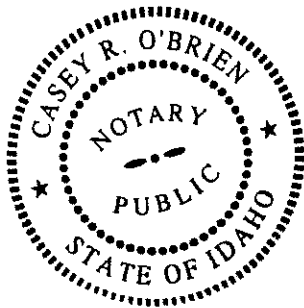
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

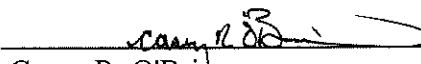
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: October 15, 2007




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 Oct. 15th, 200~~8~~⁷, 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: Big Flat Ditch Co.; c/o Katie Slavin
Address: P.O. Box 255; Carmen, Idaho 83462

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

01/08/2007

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

RIGHT NUMBER: 75-4150
NAME AND ADDRESS: BIG FLAT DITCH CO
C/O KATIE SLAVIN
PO BOX 255
CARMEN ID 83462

-Digital Boundary includes BLM that is not authorized for agricultural purposes.
-Please adjust Digital Boundary to remove non authorized BLM land.

SOURCE: SALMON RIVER
QUANTITY: 84.100 CFS

TRIBUTARY: SNAKE RIVER

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

PRIORITY DATE: 03/30/1904

POINT OF DIVERSION:
T22N R22E S17 SWSWNW Within LEMHI County
T22N R22E S17 SWSESW Within LEMHI County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	84.100 CFS
STOCKWATER	11/01 03/01	0.230 CFS

PLACE OF USE:

1682 ACRES TOTAL

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.

This right is limited to the irrigation of 1682 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

TOWNSHIP 23 NORTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

LEWIS COUNTY 059

SACRA DISTRICT SEC. 1

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL RIGHTS
AND ACQUIRED RIGHTS

MT PLAT

INDEX TO SEGREGATED PLATS

PLAT NO.	DATE	SECTION	REMARKS
1	1899	12	1899
2	1900	12	1900
3	1901	12	1901
4	1902	12	1902
5	1903	12	1903
6	1904	12	1904
7	1905	12	1905
8	1906	12	1906
9	1907	12	1907
10	1908	12	1908
11	1909	12	1909
12	1910	12	1910
13	1911	12	1911
14	1912	12	1912
15	1913	12	1913
16	1914	12	1914
17	1915	12	1915
18	1916	12	1916
19	1917	12	1917
20	1918	12	1918
21	1919	12	1919
22	1920	12	1920
23	1921	12	1921
24	1922	12	1922
25	1923	12	1923
26	1924	12	1924
27	1925	12	1925
28	1926	12	1926
29	1927	12	1927
30	1928	12	1928
31	1929	12	1929
32	1930	12	1930
33	1931	12	1931
34	1932	12	1932
35	1933	12	1933
36	1934	12	1934

1899

1900

1901

1902

1903

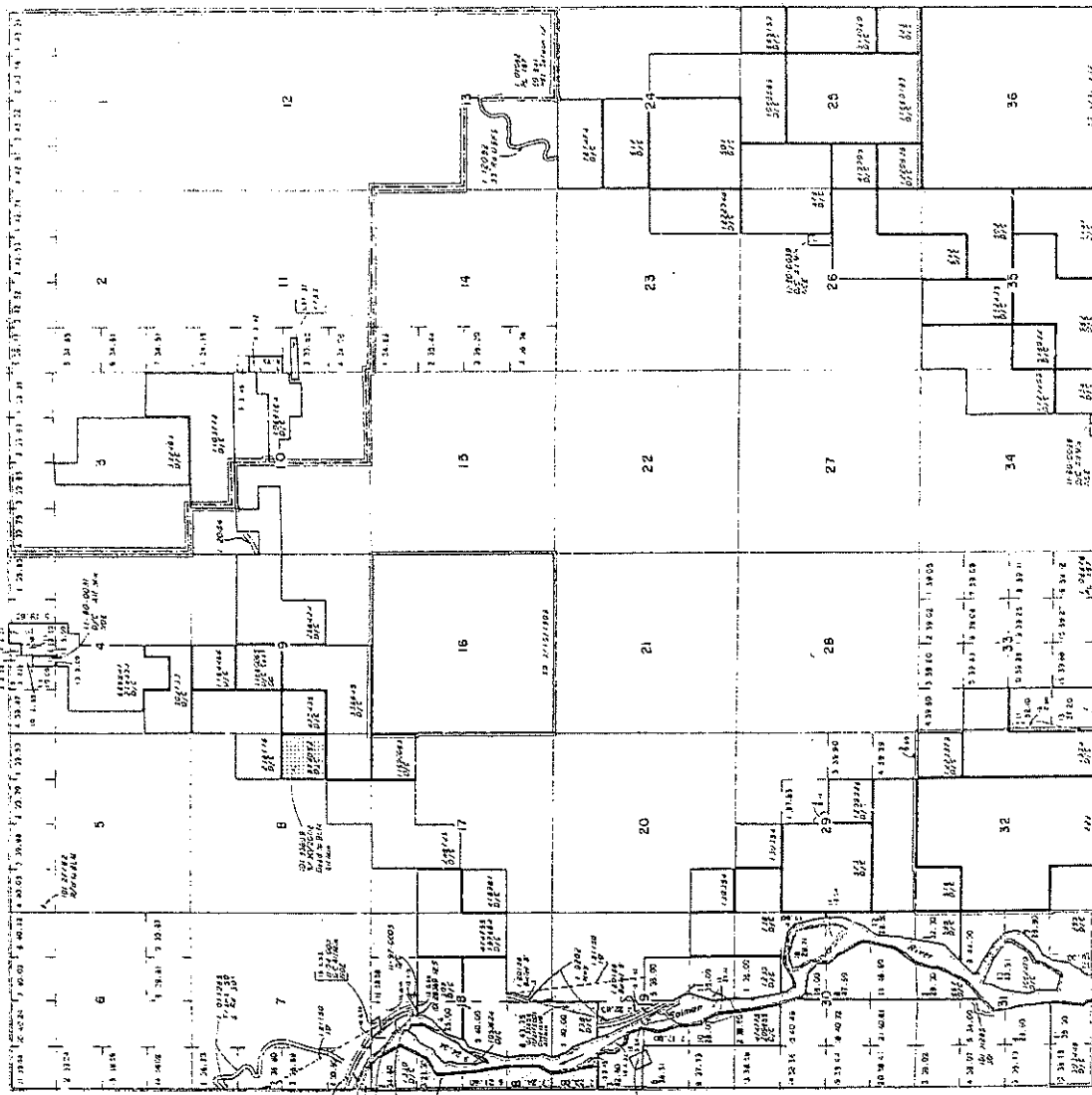
1904

1905

1906

1907

1908



1899

1900

1901

75-04150 Big Flat Ditch Co.

- Digital Boundary includes BLM that is not authorized for agricultural purposes.
- Please adjust Digital Boundary to remove non authorized BLM land.

