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SEP 13 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 75-04341
(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: Bruce A., Thomas & David McFarland

Address: P.O. Box 124; 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.

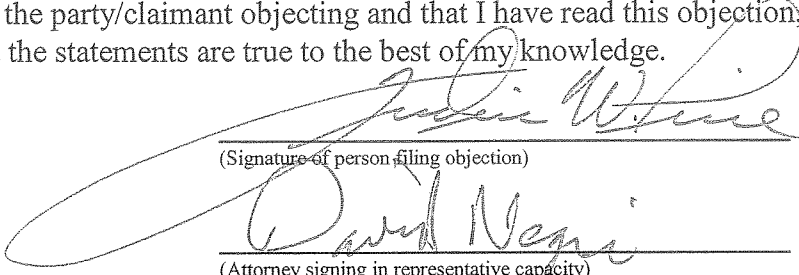
County of ADA

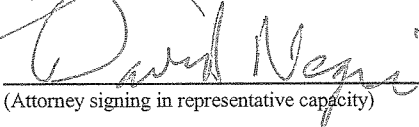
)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:

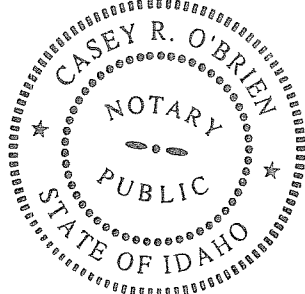
(Name of person filing objection)

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. 16, ²⁰⁰⁷~~2006~~, 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: Bruce A., Thomas & David McFarland

Address: P.O. Box 124; 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

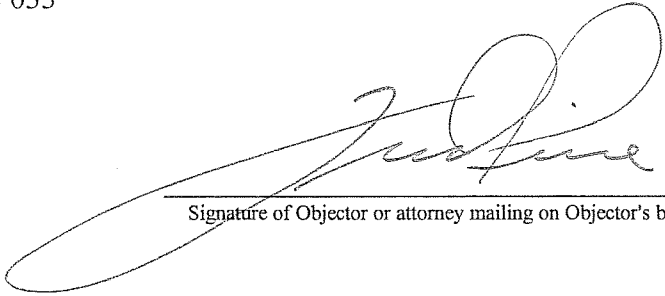
Boise, ID 83711-4449

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: 75-4341
NAME AND ADDRESS: BRUCE A MC FARLAND
PO BOX 124
CARMEN ID 83462
THOMAS L MC FARLAND
PO BOX 125
CARMEN ID 83462
DAVID M MC FARLAND
PO BOX 125
CARMEN ID 83462

POU on BLM:

-The irrigation of 0.20 acres on BLM is not authorized; please remove from recommendation and adjust shapefile accordingly.

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 5.620 CFS

PRIORITY DATE: 04/01/1915

POINT OF DIVERSION: T23N R22E S13 SWSWSE Within LEMHI County
T23N R22E S24 NENW Within LEMHI County
T23N R22E S25 NENW Within LEMHI County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	5.620 CFS

PLACE OF USE: IRRIGATION in LEMHI County

BLM	T23N R22E S23	SENE	0.20	T23N R22E S23	NESE	7.40
	T23N R22E S23	SESE	16.00	T23N R22E S24	NENW	9.50
	T23N R22E S24	NWNW	0.30	T23N R22E S24	SWNW	24.00
	T23N R22E S24	SENE	9.60	T23N R22E S24	NESW	12.00
	T23N R22E S24	NWSW	32.00	T23N R22E S24	SWSW	36.00
	T23N R22E S24	SESE	18.00	T23N R22E S25	NENW	11.00
	T23N R22E S25	NWNW	37.00	T23N R22E S25	SWNW	28.00
	T23N R22E S25	NWSW	1.80	T23N R22E S26	NENE	28.00
	T23N R22E S26	SENE	10.00	T23N R22E S26	NESE	0.10

280.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 280.9 acres in a single irrigation season. Combined Right Nos.: 75-63A, 75-77B, 75-2002, 75-2128, 75-4341, 75-10061AN & 75-10923.

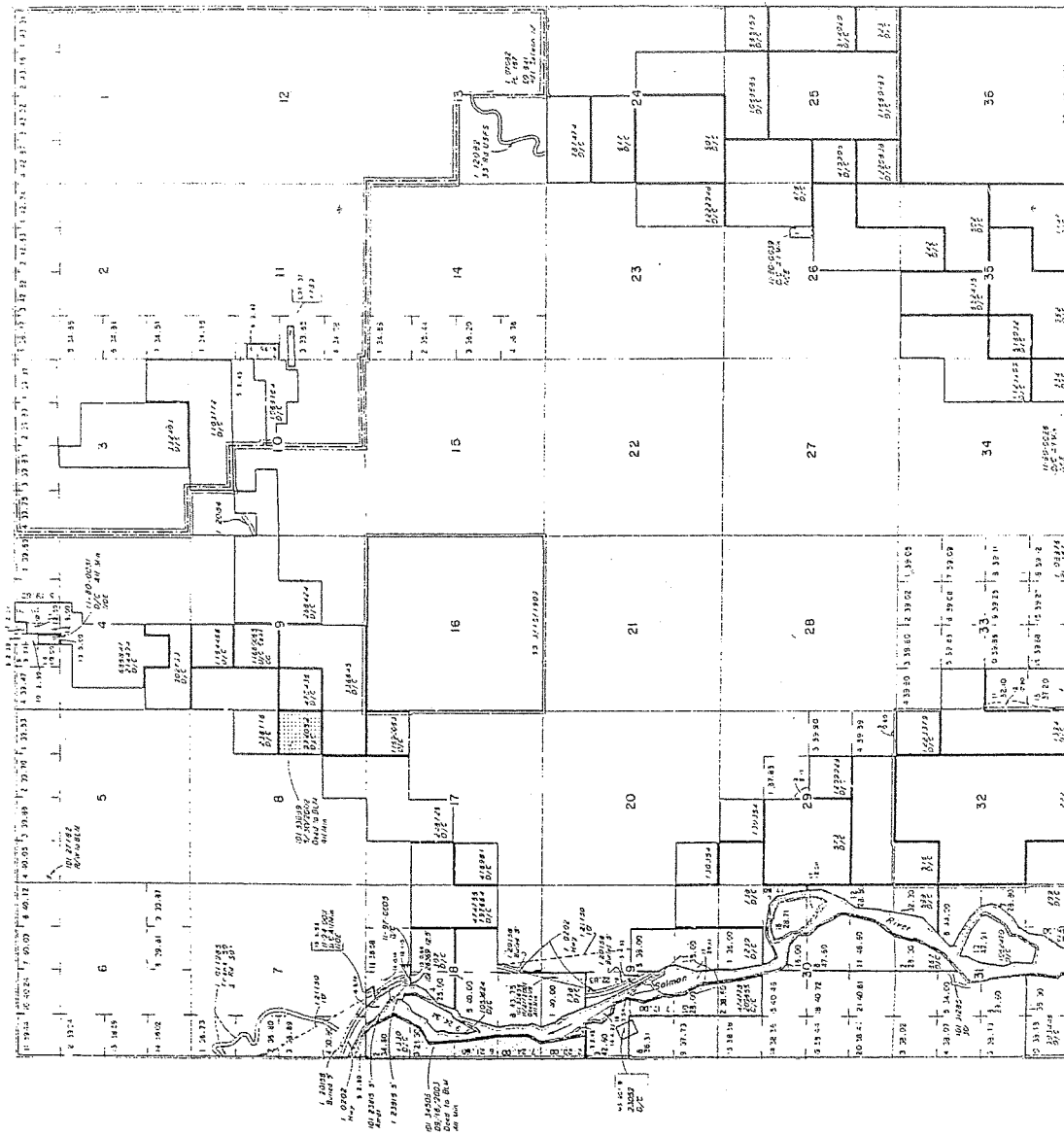
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

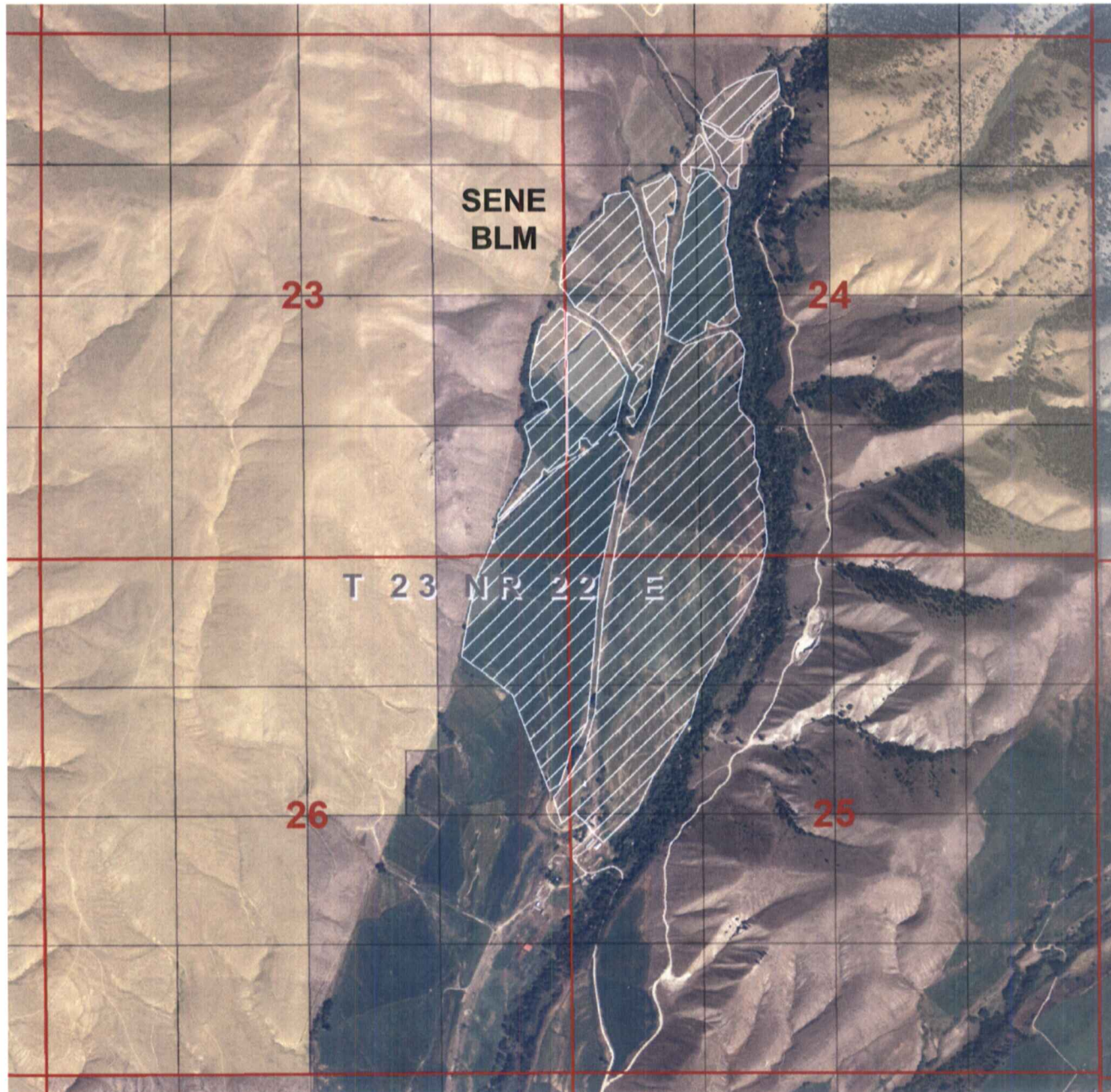
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STATUS OF AGE, COMMON
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

INDEX TO SEGREGATED FRACITS



75-00063A, 78-00077B, 75-02002, 75-02182, 75-04341, 75-10061AN, 75-10923
Bruce, Thomas, and David McFarland



POU on BLM:

-The irrigation of 0.20 acres on BLM is not authorized; please remove from recommendation and adjust shapefile accordingly.