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OCT 19 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)

A. Subcase

75-4341
(Insert water right number)

Case No. 39576)
_____)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Thomas L. McFarland

Address:

Box 127

Carmen, Id. 83462

Daytime Phone:

756-4805 cell 940-1357

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name:

Bruce A McFarland

Address:

PO Box 124

Carmen, Id 83462

David M. McFarland
Thomas L. McFarland

PO Box 125

Carmen, Id. 83462

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: 8.18 cfs
4. ☐ Priority Date
Should be: _____
5. ☐ Point of Diversion
Should be: _____
6. ☐ Instream Flow Beginning and Ending Point
Should be: _____
7. ☐ Purpose(s) of Use
Should be: _____
8. ☒ Period of Year
Should be: 4/1 to 11/15
9. ☐ Place of Use
Should be: _____
10. ☐ 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 OBJECTIONS(S) ① see attachment -

② historically water has been used until freeze-up to increase forage yields the following spring. Freeze-up is generally Nov. 10th to Nov. 26th

③ Attachment - Idaho Fish and Game flow measurements for associated ditches

F. VERIFICATION (must be completed)

State of Idaho)
)ss.
 County of Lemhi)

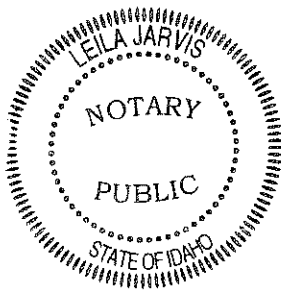
Thomas L. McFarland, duly sworn, upon oath, deposes and says:
 (Name of person filing objection)

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.

Thomas L. McFarland
 (Signature of person filing objection)

 (Attorney signing in representative capacity)

Subscribed and sworn to before me on: 10-16-2007



Leila Jarvis
 Notary Public for Town & Country Realty
 Residing at: 534 Main St. Salmon, Id.
 My Commission Expires: 10-6-2011

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, 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
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Tom McFarland
Address: Box 127
Carmen, Id. 83462

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449

Thomas L. McFarland
Signature of objector or attorney
mailing on Objector's behalf

LEMHI COUNTY ASSESSOR
206 COURTHOUSE DRIVE
SALMON, IDAHO 83467
208-756-3116

2006

ASSESSMENT NOTICE

& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

75-4341

PARCEL DESCRIPTION:

N2NW4
24 23 22

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 756-3116

PARCEL ADDRESS:

CARMEN LAND & LIVESTOCK INC

BOX 125
CARMEN

ID 83462

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 26, 2006

Tax Code Area: 21-0000

Parcel Number: RP 23N22E242400 A

ASSESSED VALUE OF YOUR PROPERTY

CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG	8.000 AC	10,480	8,992
4 MEADOW	9.000 AC	2,646	2,475
5 DRY GRAZING	63.000 AC	4,078	3,889
SUBTOTAL:	80.000	17,204	15,356
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		17,204	15,356

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE LEMHI COUNTY SCHOOL DIST 291 LEMHI RURALFIRE LEMHI LIBRARY			208-756-2815 208-756-4271 208-756-3037 208-756-2311	No Response 09/05/2006 06/12/2006 08/10/2006 07/20/2006
SUBTOTAL: FEES: TOTAL PROPERTY TAXES & FEES:				

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.

LEMHI COUNTY ASSESSOR
304 COURTHOUSE DRIVE
SALMON, IDAHO 83467
208-756-3116

2005

ASSESSMENT NOTICE

& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

75-4341

PARCEL DESCRIPTION:

WENW4 FR NW4SW4 NE4NW4
NW4NE4
25 23 22

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 756-3116

PARCEL ADDRESS:

54

McFARLAND DR

MC FARLAND THOMAS L
& MC FARLAND DAVID M
& MC FARLAND BRUCE
BOX 123
CARMEN ID 83462

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 21-0000

Parcel Number: RP 23N22E250600 A

ASSESSED VALUE OF YOUR PROPERTY

CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG	9.000 AC	5,823	7,488
2 IRRGTD PASTURE	32.000 AC	17,168	26,304
4 MEADOW	64.000 AC	35,860	48,148
5 DRY GRAZING	63.707 AC	1,984	2,507
10 RURAL HOMESITE	2.000 AC	32,000	32,000
19 WASTE	1.950 AC		
31 RURAL RES BLDG		69,476	69,476
32 RURAL IMP ON AG		44,050	44,050
SUBTOTAL:	172.657	208,261	229,973
LESS HOMEOWNERS EXEMPTION:		34,471	34,471
NET TAXABLE PROPERTY VALUE:		173,790	195,502

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ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE				Not Required
LEMHI COUNTY			208-756-2815	09/06/2005
SCHOOL DIST 291			208-756-4271	06/13/2005
LEMHI RURALFIRE			208-756-3037	08/11/2005
LEMHI LIBRARY			208-756-2311	07/21/2005
SUBTOTAL:				
FEES:				
TOTAL PROPERTY TAXES & FEES:				

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.

LEMHI COUNTY ASSESSOR
206 COURTHOUSE DRIVE
SALMON, IDAHO 83467
208-756-3116

2005

THIS IS NOT A BILL.
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ASSESSMENT NOTICE

& ESTIMATE OF TAX

25-4341

PARCEL DESCRIPTION:

SW4 LESS E2NE4SW4
SENN4
R4 23 22

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 756-3116

PARCEL ADDRESS:

MC FARLAND THOMAS L
& MC FARLAND DAVID M
& MC FARLAND BRUCE
BOX 125
CARMEN ID 83462

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 21-0000

Parcel Number: RP 23N22E243601 A

ASSESSED VALUE OF YOUR PROPERTY

CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
4 IRRIGD AG	69.000 AC	31,111	64,100
5 IRRIGD PASTURE	56.000 AC	33,344	46,032
MEADOW	37.000 AC	14,080	18,904
3 DRY GRAZING	58.000 AC	3,348	4,466
SUBTOTAL:	220.000	102,083	133,502
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		102,083	133,502

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ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE				Not Required
LEMHI COUNTY			208-756-2815	09/06/2005
SCHOOL DIST 291			208-756-4271	06/13/2005
LEMHI RURALFIRE			208-756-3037	08/11/2005
LEMHI LIBRARY			208-756-2311	07/21/2005
SUBTOTAL:				
FEES:				
TOTAL PROPERTY TAXES & FEES:				

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LEMHI COUNTY ASSESSOR
206 COURTHOUSE DRIVE
SALMON, IDAHO 83467
208-756-3116

2005

ASSESSMENT NOTICE

& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

75-4341

PARCEL DESCRIPTION:

ER5514
23 43 22

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 756-3116

PARCEL ADDRESS:

MC FARLAND THOMAS L
& MC FARLAND DAVID M
& MC FARLAND BRUCE
BOX 125
CARMEN ID 83462

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 21-0000

Parcel Number: RP 23N22E237200 A

ASSESSED VALUE OF YOUR PROPERTY

CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRIGD AG	21.000 AC	12,975	14,808
5 DRY GRAZING	59.000 AC	1,295	2,552
SUBTOTAL:	80.000	14,270	19,360
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		14,270	19,360

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE				Not Required
LEMHI COUNTY			208-756-2815	09/06/2005
SCHOOL DIST 291			208-756-4271	06/13/2005
LEMHI RURAL FIRE			208-756-3037	08/11/2005
LEMHI LIBRARY			208-756-2311	07/21/2005
SUBTOTAL:				
FEES:				
TOTAL PROPERTY TAXES & FEES:				

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LEMHI COUNTY ASSESSOR
208 COURTHOUSE DRIVE
SALMON, IDAHO 83467
208-756-3116

2005

ASSESSMENT NOTICE

& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

75-4341

PARCEL DESCRIPTION:

TR EENE4
26 PG 22

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 756-3116

PARCEL ADDRESS:

MC FARLAND THOMAS L
& MC FARLAND DAVID M
& MC FARLAND BRUCE
BOX 125
CARMEN ID 83462

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 21-0000

Parcel Number: RP 23N22E260002 A

ASSESSED VALUE OF YOUR PROPERTY			
CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG	37.075 AC	20,457	27,016
2 IRRGTD PASTURE	3.000 AC	1,137	1,563
3 DRY GRAZING	8.000 AC	208	288
SUBTOTAL:	48.075	21,802	28,867
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		21,802	28,867

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ESTIMATED PROPERTY TAXES				
TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE				Not Required
LEMHI COUNTY			208-756-2815	09/06/2005
SCHOOL DIST 291			208-756-4271	06/13/2005
LEMHI RURAL FIRE			208-756-3037	08/11/2005
LEMHI LIBRARY			208-756-2311	07/21/2005
SUBTOTAL:				
FEES:				
TOTAL PROPERTY TAXES & FEES:				

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Attachment 1 : IDWR #75-4341

Assessed irrigated land or meadows influenced by irrigation, according to the Lemhi County Assessor, is 345 acres. The recommended acreage and volume from IDWR for right #75-4341 is 289.9 acres and 5.62 cfs. I would request that IDWR right #75-4341 be 8.18 cfs based on the assessed acreage of 345 acres. Included is a copy of 2005 Lemhi County tax notices with categories, descriptions, and associated acres.

③ Attachment - Idaho Fish and Game 75-434
Flow Measurements

POD Name	UTM NAD27 Zone	Easting	Northing	Measured Flow (cfs)	Date of Measurement
SCC-01	12	273915	5013828	4.42	6/13/2006
SCC-01A <i>Port</i>	12	273915	5013828	N/A	
SCC-02	12	274024	5013917	1.91	6/13/2006
SCC-02A	12	274209	5013994	N/A	
SCC-03	12	274720	5014283	8.59	6/13/2006
SCC-04	12	275383	5014713	9.84	6/13/2006
SCC-05	12	275819	5015056	N/A	
SCC-06	12	277024	5015845	22.83	6/13/2006
SCC-07	12	277915	5016158	3.19	6/13/2006
SCC-08	12	278327	5016688	N/A	
SCC-09	12	278402	5016722	11.30	6/13/2006
SCC-10	12	279353	5018381	N/A	
SCC-11	12	279340	5018479	14.96	6/13/2006
SCC-12	12	279929	5019325	4 cfs estimated	
SCC-13	12	280240	5020450	8 cfs estimated	
SCC-14	12	280315	5021365	8 cfs estimated	
SCC-15	12	280649	5021788	5 cfs estimated	
SCCFC-01	12	279603	5017530	9.29	6/15/2006
SCCFC-02	12	280797	5017507	2.37	6/15/2006
SCCFC-03	12	281900	5017214	2.20	6/15/2006
SCCFC-04	12	282633	5016479	N/A	
SCCFC-05	12	283549	5016310	2.15	6/15/2006
SCCFCDC-01	12	280478	5018308	N/A	
SCCFCDC-02	12	281029	5018764	N/A	
SCCFCDC-03	12	281456	5018923	0.81	6/16/2006
SCCFCDC-04	12	281804	5019218	1.14	6/16/2006
SCCFCDC-05	12	281986	5019496	1.60	6/16/2006
SCCFCDC-06	12	281996	5019503	2.96	6/16/2006
SCCFCDC-07	12	282286	5019851	4.35	6/16/2006
SCCFCSC-01	12	282234	5017864	1.08	6/15/2006
SCCFCSC-02	12	282412	5018108	2.09	6/15/2006
SCCFCSC-03	12	282521	5018626	1.11	6/16/2006
SCCFCSC-04	12	282668	5018791	2.57	6/16/2006
SCCFCSC-05	12	282737	5018907	3.29	6/16/2006
SCCFCSC-06	12	282817	5018960	2.63	6/16/2006
SCCFCGG-01	12	283139	5016728	1.16	7/5/2006
SCCFCGG-02	12	283469	5017044	1.91	7/5/2006
SCCFCGG-03	12	283595	5017159	0.91	7/5/2006
SCCFCGG-04	12	284958	5018029	N/A	
Instream Base Flows:					
CC TOP	12	281024	5022450	63.42	6/23/2006
CC AT FC	12	279211	5017560	36.11	6/23/2006
CC ABV S-09	12	273049	5014178	28.82	6/23/2006
FC TOP	12	284066	5016339	12.61	6/23/2006
FC AT CC	12	279223	5017533	16.66	6/23/2006