

**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 37-20496
(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: 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: United States of America
Address: 1387 South Vinnell Way; Boise, ID 83709-1657
Name: Bureau of Land Management
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: See attached Wildlife quantities.
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: Wildlife should be added as purpose of use.
8. ☒ **Period of Year**
Should be: See attached for Wildlife period of use.
9. ☒ **Place of Use**
Should be: See attached for Wildlife POUs and legal description correction.
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 Director's Report did not recommend the wildlife purpose of use claimed under this water right. The combined use remark under quantity should not be included in the recommendation.

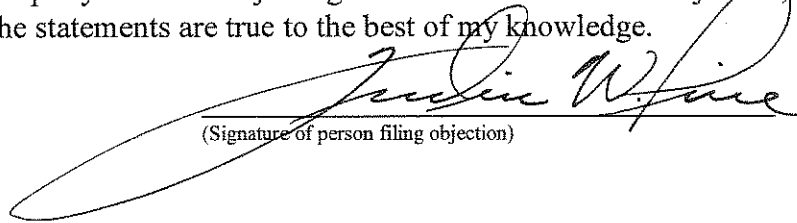
F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of ADA)

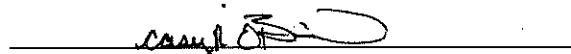
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

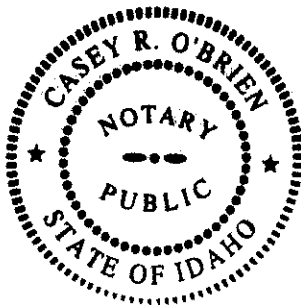
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 11, 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 Nov. 13, 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:

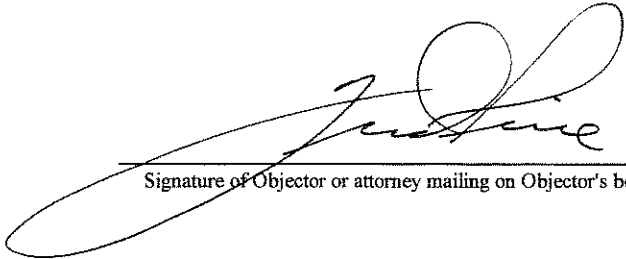
Name: United States of America
Address: 1387 South Vinnell Way; Boise, ID 83709-1657
Name: Bureau of Land Management
Address: ;
Name: ;
Address: ;
Name: ;
Address: ;

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

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

RIGHT NUMBER: 37-20496

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

Add Wildlife Storage and
Wildlife from Storage to
purpose of use.

SOURCE: UNNAMED STREAM

TRIBUTARY: SINKS

QUANTITY: 1.10 APY

The quantity of water under this right and Right No. 37-20502 shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1941

*This remark should not be included as
37-20502 is a separate appropriation.*

POINT OF

DIVERSION:

T03S R22E S13 SENENW Within LINCOLN County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER FROM STORAGE	01/01 12/31	1.100 CFS
STOCKWATER STORAGE	01/01 12/31	1.100 CFS
<u>WILDLIFE STORAGE</u>	<u>01/01 12/31</u>	<u>1.100 CFS</u>
<u>WILDLIFE FROM STORAGE</u>	<u>01/01 12/31</u>	<u>1.100 CFS</u>

PLACE OF USE:

STOCKWATER STORAGE in LINCOLN County

T03S R22E S13 NENW T03S R22E S13 SENW

STOCKWATER FROM STORAGE in LINCOLN County

T03S R22E S13 NENW T03S R22E S13 SENW

WILDLIFE STORAGE in LINCOLN County

T03S R22E S13 NENW T03S R22E S13 SENW

WILDLIFE FROM STORAGE in LINCOLN County

T03S R22E S13 NENW T03S R22E S13 SENW

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

The quantity of water decreed for this water right 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

Right No. 37-20502 is also diverted through point of diversion described above.

02/20/2007

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

RIGHT NUMBER: 37-20502

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: UNNAMED STREAM

TRIBUTARY: SINKS

QUANTITY: 2.30 AFY

The quantity of water under this right and Right No. 37-20496 shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/28/1934

* 4/17/1926 claimed under Federal Reserved Water Right.*
This water right is also claimed based on federal law with an April 17, 1926, date of priority pursuant to an executive order signed the same date and known as Public Water Reserve 107.

POINT OF

DIVERSION: T03S R22E S13 SENENW Within LINCOLN County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER STORAGE	01/01 12/31	2.30 AFY
STOCKWATER FROM STORAGE	01/01 12/31	2.30 AFY

PLACE OF USE: STOCKWATER STORAGE in LINCOLN County

T03S R22E S13 NENW T03S R22E S13 SENW

STOCKWATER FROM STORAGE in LINCOLN County

T03S R22E S13 NENW T03S R22E S13 SENW

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

The quantity of water decreed for this water right 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

BLM Identifier 37054899406

Right No. 37-20496 is also diverted through point of diversion described above.

LINCOLN COUNTY 063
TWIN FALLS DISTRICT SEC 3

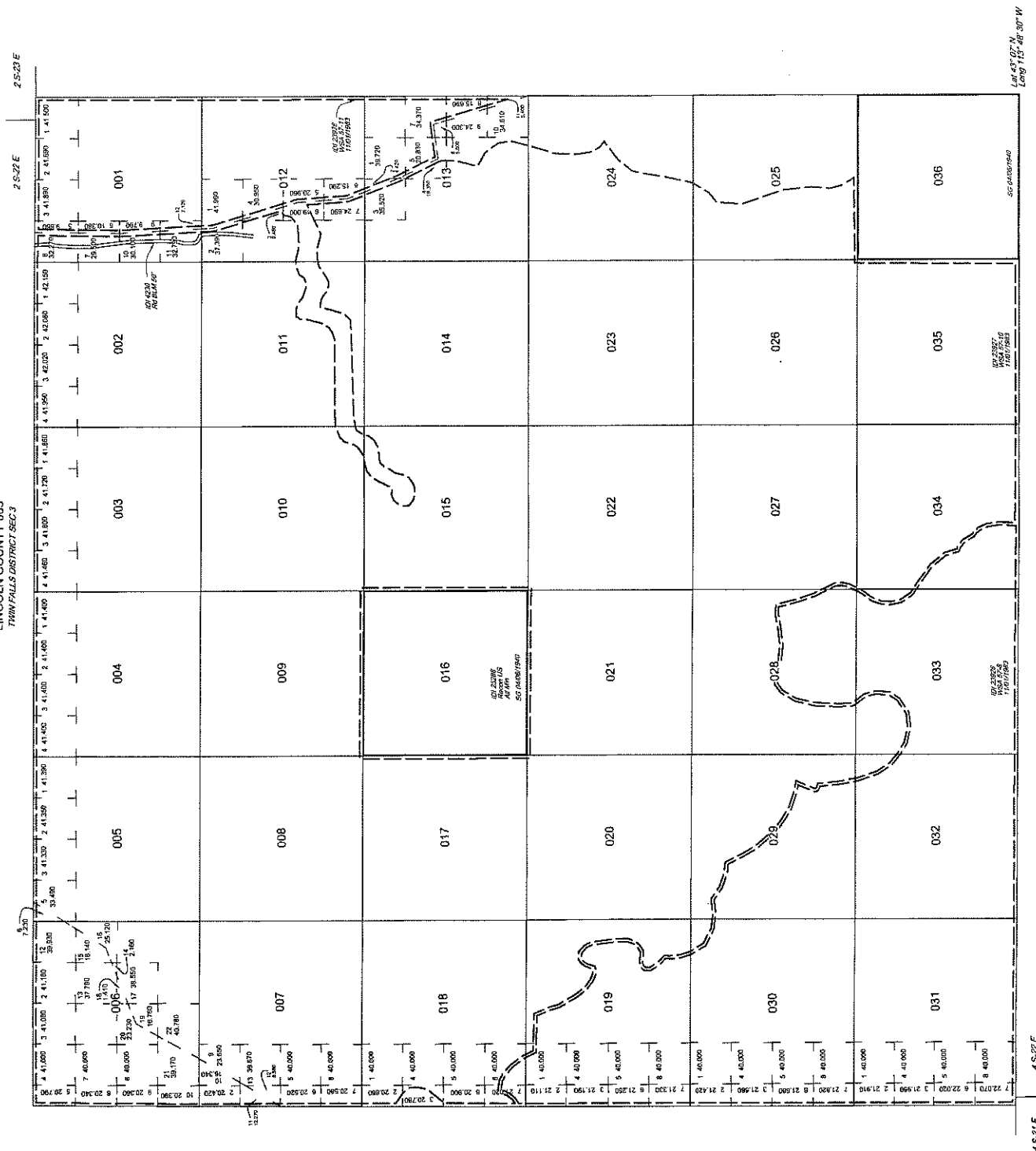
MT PLAT

[illegible]

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

FILE REF:	1881000200000120000000g	
CONVERTED TYP:	1/28/2009	81: LFM
LAST UPDATED:	1/28/2009	81: LFM
QACD #1:	QACD: 42	
POSTED TO PUBLIC RECORDS:	81:	
PUBLIC LAW SURVEY SYSTEM (PSS)		
PLANNING ACQUIRED:	NONE	
OTHER:	NA	
PROJECTED COORDINATE SYSTEM:	UTM ZONE 18N, NAD 83	
NOTES:		
USER PLAYS:		

False Mor
T. 35
R. 22 E



DISCLAIMER: This file is only a graphic display of the Bureau of Land Management's (BLM) Record of Decision and Landsurvey data. Records from this file may have been affected by administrative or other changes of land, but they may not be the effective data. Use the National Wetlands Inventory (NWI) data to verify the accuracy of the data. The NWI data is the only data that is not subject to change. The NWI data is the only data that is not subject to change. The NWI data is the only data that is not subject to change.



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



☒ ☐ ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

PPD?:

PD?:

Adm?:

Prob?: ☐

NCAF

NOTICE of CLAIM for
Water Right number:

Case No. 39576

3720496 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Stg: StFed:

3705489300

J

S

Other Right and date:

SOURCE:

Source Tributary

UNNAMED STREAM

SINKS

QUANTITY:

CFS

or VOLUME:

1.1

Acre Feet

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

PRIORITY DATE:

05/01/1941

Diversion Means: PIT TYPE RESERVIOR

REMARKS:

Associated with water right number 37-20502. This is a pit type reservior in the middle of a natural playa.

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
03S	22E	13	SE	NE	NW			63	LINCOLN

PURPOSE
and
PERIOD
OF USE:

Purpose of Use		Period of Use (from - to):			Rate in CFS		or		Volume in AcFt	
05		0101		1231					1.1	
06		0101		1231					1.1	
17		0101		1231					1.1	
18		0101		1231					1.1	

CONSUMPTIVE
USE:

de minimis stockwater & wildlife

DATE: 22-Mar-02

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

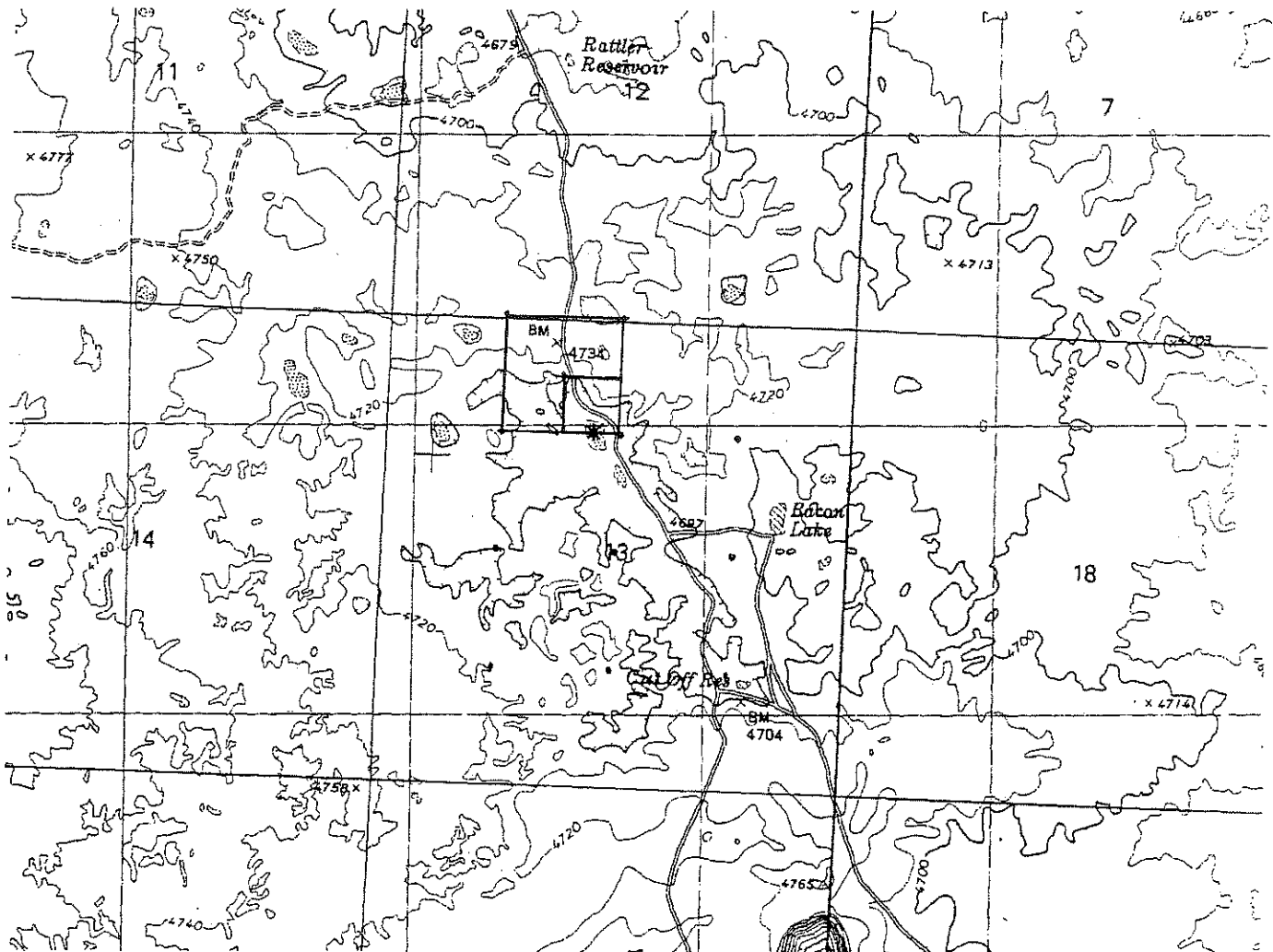
The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the County of	
18	03S	22E	13	NE	NW		63	LINCOLN
17	03S	22E	13	NE	NW		63	LINCOLN
06	03S	22E	13	NE	NW		63	LINCOLN
05	03S	22E	13	NE	NW		63	LINCOLN
18	03S	22E	13	SE	NW		63	LINCOLN
17	03S	22E	13	SE	NW		63	LINCOLN
06	03S	22E	13	SE	NW		63	LINCOLN
05	03S	22E	13	SE	NW		63	LINCOLN

Unnamed Reservoir

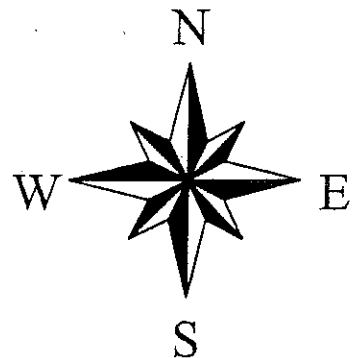
3705489300



0 1 Miles

* 3705489300.shp

Quad: Wagon Butte
T03S, R22E, Section 13
Scale: 1:24000
Date: September 7, 2001
U:\projects\water\water2001\
wagonbutte\wagonbutte\3705489300



No warranty is made by the Bureau
of Land Management for use of the
data for purposes not intended by BLM.

DRAFT



3705489300

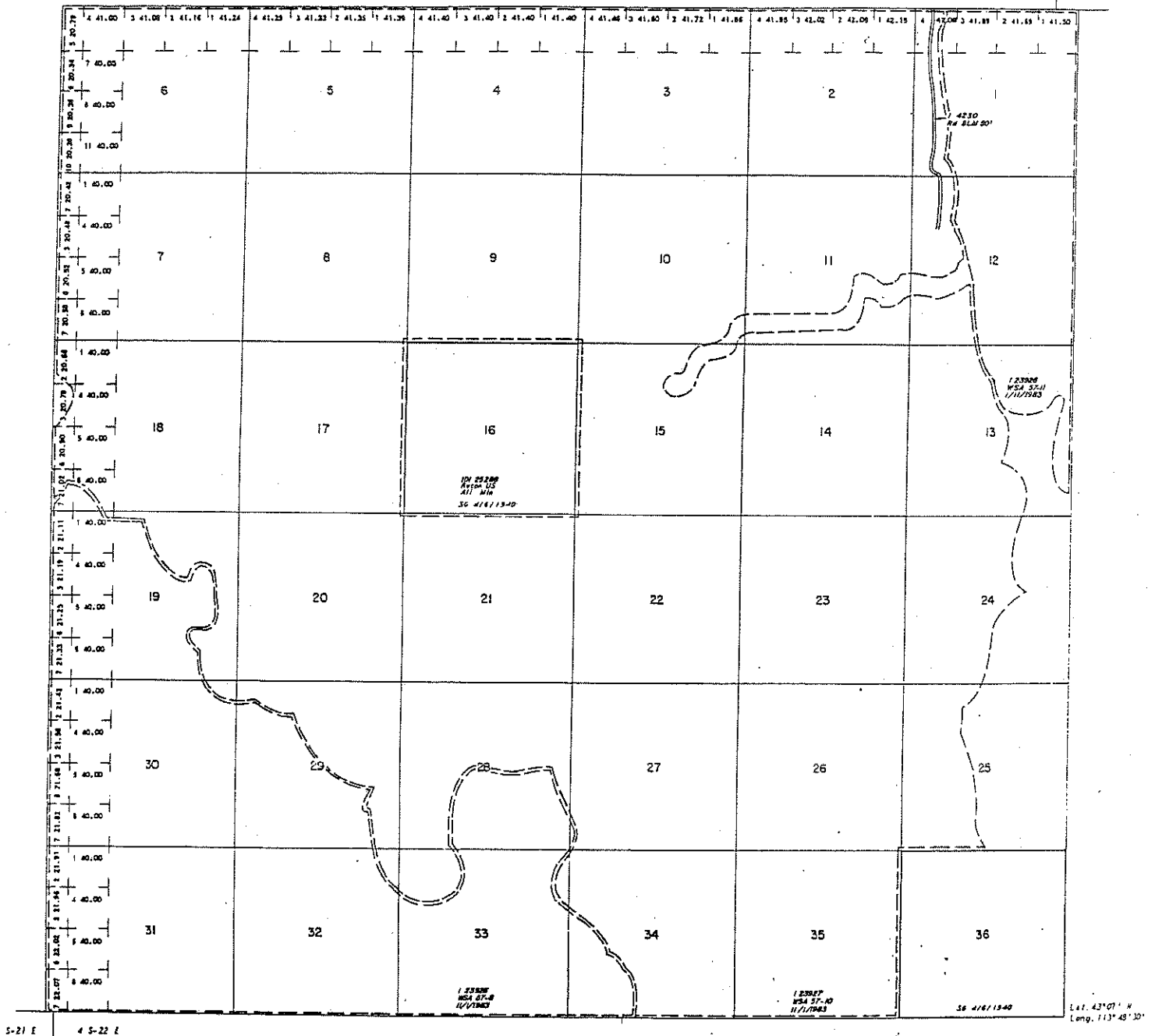
TOWNSHIP 3 SOUTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

LINCOLN COUNTY 063

SHOSHONE DISTRICT SEC 3

2 S-22 E

2 S-23 E



5-21 E 4 S-22 E

SCALE in Chains
0 10 20 30 40 50

WARNING STATEMENT
This plot is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. It is not a legal document and does not reflect title changes which may have been affected by lateral encroachments of rivers or other bodies of water. Refer to the original surveys for official survey information.

MTP Card Date 01/16/2001
Reviewed by: Jackie Owens
Date of Review 07/09/2001

WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION: Signature:

Water Right Claim Number: 37-20496

(a.) By signing below, I acknowledge that I have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I do do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 3

For Organizations:

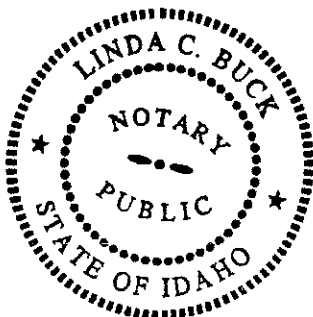
I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Name & Title
of United States of America, acting through U.S.D.I., BLM, that I have signed the attached documents in the space below as Water Rights Team Leader of United States of
Title
America, acting through U.S.D.I., BLM and that the statements contained in the attached documents are true and correct.

Signature of Authorized Agent Gary A. Madenford
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 15 day of April, 2002

Seal



Linda C. Buck
Linda C. Buck

Notary Public in and for the State of: Idaho
Residing at: Mountain Home, Idaho
My Commission Expires: December 21, 2005