

**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 37-21972
(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: Faulkner Hayhook Ranches, Inc.; c/o Jim Faulkner (Dir Rpt Addr)

Address: 755 US HWY 30; Bliss, Idaho 83314

Name: Faulkner Hayhook Ranches, Inc. (Sec of State)

Address: 402 E. 1100 S.; Bliss, Idaho 83314

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.

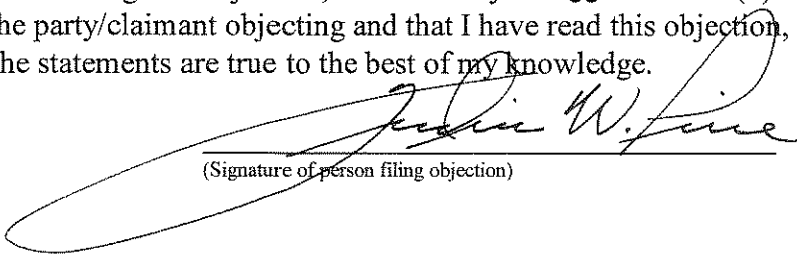
County of ADA

)

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

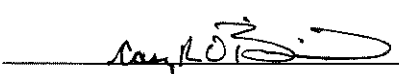
(Name of person filing objection)

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)

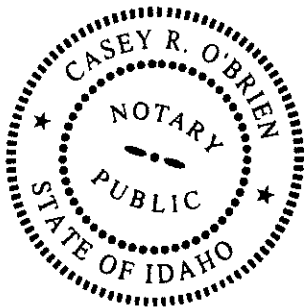
Subscribed and sworn to before me on: November 11, 2007


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: Faulkner Hayhook Ranches, Inc.; c/o Jim Faulkner (Dir Rpt Addr)

Address: 755 US HWY 30; Bliss, Idaho 83314

Name: Faulkner Hayhook Ranches, Inc. (Sec of State)

Address: 402 E. 1100 S.; Bliss, Idaho 83314

Name:

Address: ;

Name:

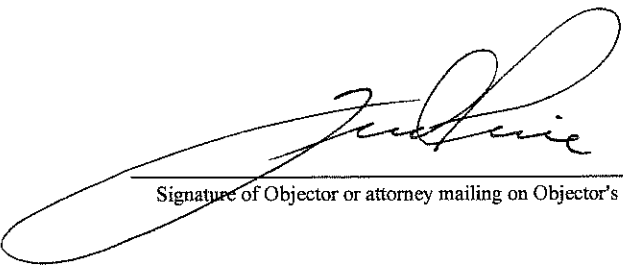
Address: ;

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: 37-21972
 NAME AND ADDRESS: FAULKNER HAYHOOK RANCHES INC
 C/O JIM FAULKNER
 755 US HWY 30
 BLISS ID 83314

SOURCE: UNNAMED STREAM TRIBUTARY: CALF CREEK
 QUANTITY: 13.00 AFY
 PRIORITY DATE: 03/15/1956
 POINT OF DIVERSION: T04S R12E S27 NENESE Within GOODING County
 PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	13.00 AFY
IRRIGATION FROM STORAGE	03/15 11/15	13.00 AFY

PLACE OF USE: IRRIGATION STORAGE in GOODING County

T04S R12E S27 NESE

IRRIGATION FROM STORAGE in GOODING County

BLM	T04S R12E S26 SWNW 1.50	T04S R12E S26 NESW 6.40
	T04S R12E S26 NWSW 18.00	T04S R12E S26 SWSW 4.70
	T04S R12E S27 NESE 3.40	T04S R12E S27 SWSE 8.90
	T04S R12E S27 SESE 8.10	T04S R12E S34 NENE 14.00
	T04S R12E S34 NWNE 34.00	T04S R12E S34 SWNE 10.00
	T04S R12E S34 SENE 24.00	
	133 ACRES TOTAL	

The rights listed below are limited to the irrigation of a combined total of 133 acres in a single irrigation season. Combined Right Nos.: 37-817 and 37-21972.

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.

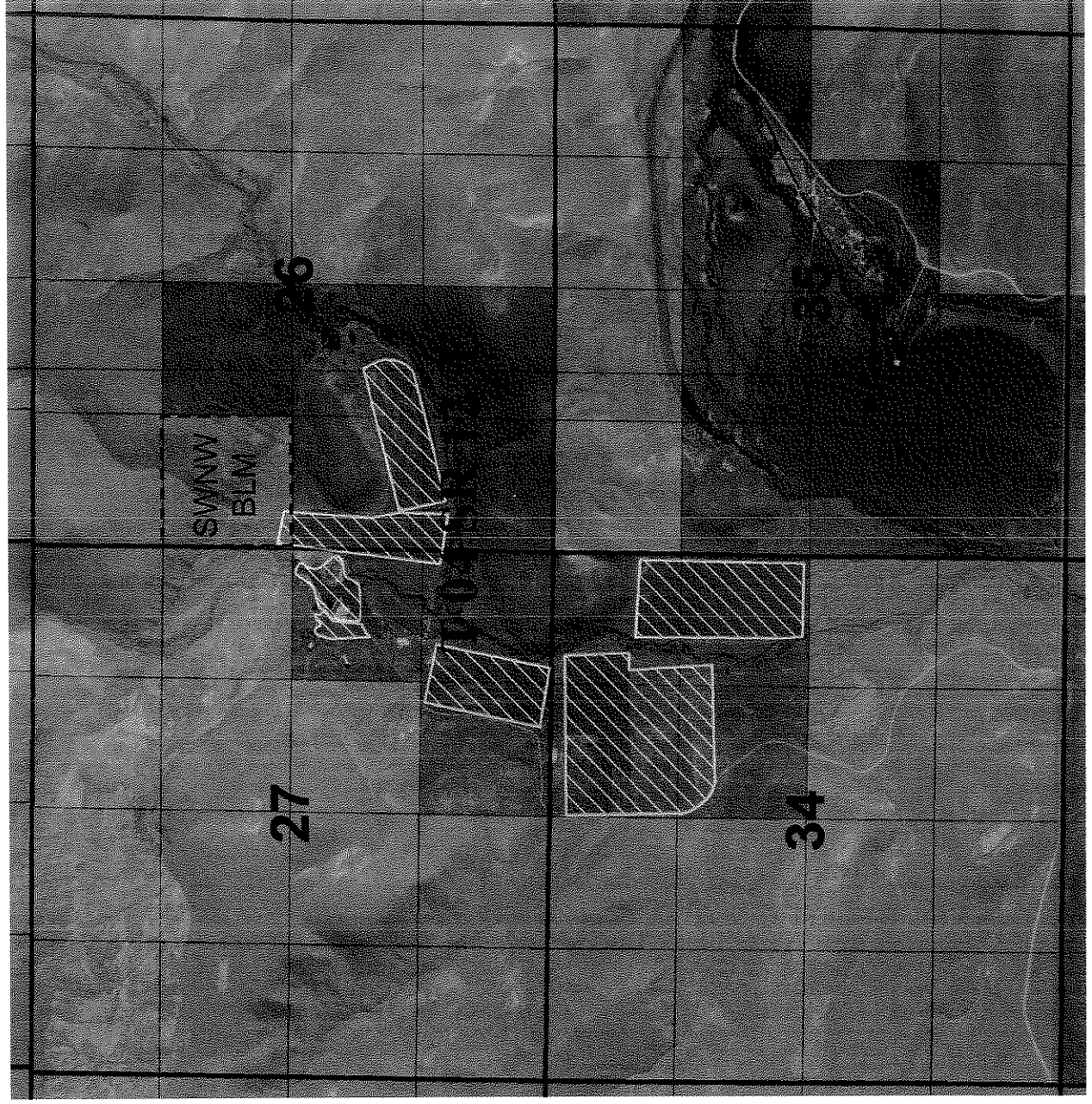
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

-POU on BLM:

The place of use T04S R12E S26 SWNW 1.50 acres is not authorized.

-Please remove from recommendation and adjust shapefile accordingly.

37-21972
Faulkner Hayhook Ranches Inc.



-POU on BLM:

The place of use T04S R12E S26 SWNW 1.50 acres is not authorized.

-Please remove from recommendation and adjust shapefile accordingly.

GOODING COUNTY 047
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: B000405012054AT0094-4mg	
UNIDENTIFIED TFF: 03/09/2007	BY: DWB
LAST UPDATED: 03/09/2007	BY: DWB
Q002-T1: 60320302067	Q002-SE: DWB
POSTED TO PUBLIC RECORDS:	03/09/2007
	BY:
PUBLIC (AND SURVEY) SYSTEM (P/S)	
NUM. COPIES ACQUIRED:	846266
OTHER:	NA
PROJECTED COORDINATE SYSTEM:	UTM ZONE 11N, WGS 1983
NOTES:	
USB PLANTS:	

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T. 4 S
R. 12 E

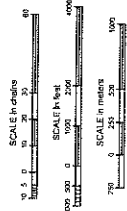


DISCLAIMER:

This plat is only a graphic display of the Bureau of Land Management's (BLM) Record of Title and Township Survey data. Records herein do not reflect title changes which may have been affected by lateral movements of river or other bodies of water. Refer to cadastral surveys for official information.

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 original withdrawal order.

No warranty is made by the Bureau of Land Management. The accuracy, reliability, or completeness of these data for individual cases or aggregate use with other data is not guaranteed.



U.S. Bureau of Land Management - Idaho State Office
1367 S. Vinnell Way Boise, Idaho 83709
(208) 373-4000

