

RECEIVED  
DEC 07 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 02-07065C  
(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: U.S. Ecology Idaho, Inc.  
Address: 300 E. Mallard, Ste 300; Boise, Idaho 83706

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)

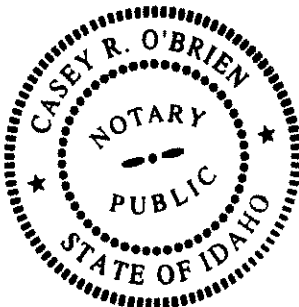
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

*Fredric W. Price*  
(Signature of person filing objection)

*David M. Price* LAD  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: December 04, 2007

*Casey R. O'Brien*  
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 12-5, 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: U.S. Ecology Idaho, Inc.  
Address: 300 E. Mallard, Ste 300; Boise, Idaho 83706

Name:  
Address: ;

Name:  
Address: ;

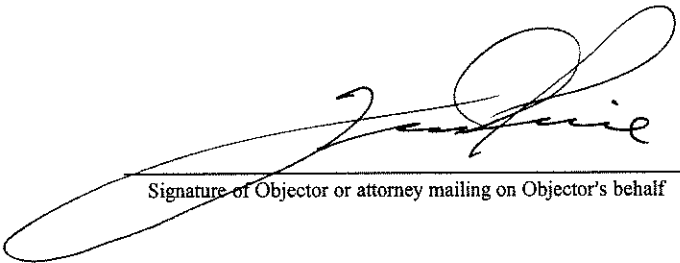
Name:  
Address: ;

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

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

RIGHT NUMBER: 2-7065C  
 NAME AND ADDRESS: US ECOLOGY IDAHO INC  
 300 E MALLARD STE 300  
 BOISE ID 83706  
 SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER  
 QUANTITY: 4.710 CFS  
 1,983.00 AFY  
 PRIORITY DATE: 05/14/1970  
 POINT OF DIVERSION: T04S R02E S22 SENW Lot 3 Within OWYHEE County  
 PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	4.710 CFS 1,983.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in OWYHEE County

	T04S R02E S28	SWNW	40.00	T04S R02E S28	SENW	40.00	BLM
BLM	T04S R02E S28	NESW	40.00	T04S R02E S28	NWSW	40.00	
	T04S R02E S28	NWSE	40.00	T04S R02E S29	SESW	40.00	
	T04S R02E S29	NESE	40.00	T04S R02E S29	SWSE	40.00	BLM
BLM	T04S R02E S32	NENW	40.00	T04S R02E S32	SENW	40.00	
	T04S R02E S32	NWSW	31.00				

431 ACRES TOTAL

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 - License

Rights 2-7065A and 2-7065D are also diverted through the point of diversion described above.

**POUs on BLM:**

-The places of use recommended under this claim that describe BLM land are not authorized for agricultural uses.

-Remove from recommendation and adjust shapefile accordingly.

# 02-07065C; US Ecology Idaho Inc.

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