

RECEIVED

JUL 29 2010

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 47-00039B
(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: (208) 373-3831

Name & Address of Attorney, if any:

David L. Negri (208) 334-1936 phone. (208) 334-1414 fax
United States Department of Justice
Environment and Natural Resource Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: J.R. Simplot Self Declaration Revocable Trust

Address: P.O. Box 27
Boise, Idaho 83707-0027

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: see attached.

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 the majority of the use is claimed. There is a mixture of authorized (several different agreements with different conditions) and unauthorized places of use. Claimant's water right should not include non-existent or unauthorized POUs. The recommendation of this claim is not described consistent with the requirements of I.C. 42-1402.

F.

VERIFICATION (Must be Completed)

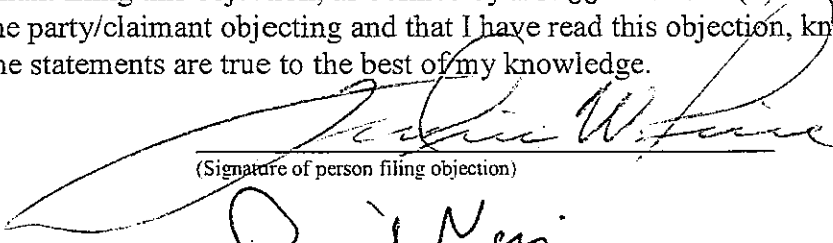
State of Idaho)

) ss.

County of ADA)

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

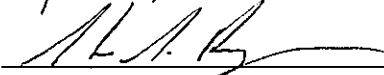
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

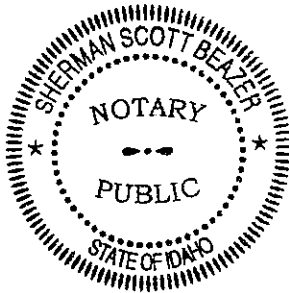

(Signature of person filing objection)

David Meri
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

July 26th, 2010


Sherman Scott Beazer



Notary Public for State of Idaho

Residing at: Boise, ID.

My Commission Expires: 12-10-2015

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 July 27, 2010, 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:

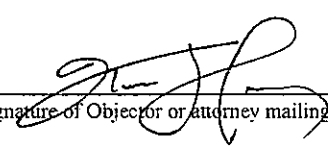
J.R. Simplot Self Declaration Revocable Trust
P.O. Box 27
Boise, Idaho 83707-0027

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

06/28/2010

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

RIGHT NUMBER: 47-39B

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION REVOCABLE TRUST
PO BOX 27
BOISE ID 83707-0027

SOURCE: HOUSE CREEK
SPRINGS

TRIBUTARY: CEDAR CREEK
TRIBUTARY: HOUSE CREEK

QUANTITY: 0.180 CFS

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

PRIORITY DATE: 05/01/1893

POU's below are on
BLM except where noted by ✓

POINT OF
DIVERSION:

T15S R13E S18 SENWSE Within TWIN FALLS County
T15S R13E S19 SWNE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

STOCKWATER

05/01 10/01

0.180 CFS

PLACE OF USE:

STOCKWATER in OWYHEE County and TWIN FALLS County

T10S R10E S12	NWNW	T10S R10E S15	SESE
T10S R10E S20	SENW	T10S R10E S20	SESE
T10S R10E S22	SESE	T10S R10E S25	SESE
T10S R10E S27	SWSW	T10S R10E S29	SWNE
T10S R10E S32	NESE	T10S R10E S33	NWNE
T10S R10E S33	SWNW	T10S R11E S02 Lot 4	NWNW
T10S R11E S05	SWSE	T10S R11E S09	NENE
T10S R11E S10	SENW	T10S R11E S14	SWSE
T10S R11E S20	SENE	T10S R11E S27	NENW
T10S R11E S28	NESE	T10S R11E S36	NWSW ✓
T10S R12E S15	SESE	T10S R12E S21	SESW
T11S R10E S02	SESW	T11S R10E S05	NESE
T11S R10E S08	SENE	T11S R10E S11	SWSE
T11S R10E S12	NESE	T11S R10E S14	SWSE
T11S R10E S16	NESW ✓	T11S R10E S17	SENE
T11S R10E S21	SENW	T11S R10E S23	NWSE
T11S R10E S24	NWSE	T11S R10E S25	SESE
T11S R10E S28	SESE	T11S R10E S33	NWNE
T11S R10E S35	NENE	T11S R10E S35	NWSE
T11S R11E S04	SENW	T11S R11E S08	NESW
T11S R11E S14	SESE	T11S R11E S16	NWSE ✓
T11S R11E S18 Lot 3	NWSW	T11S R11E S27	NESW
T11S R12E S04	NESW	T11S R12E S05 Lot 2	NWNE
T11S R12E S08	SENW	T11S R12E S10	NWSW
T11S R12E S16	NENE ✓	T11S R12E S21	SESE
T11S R12E S22	NESW	T11S R12E S30 Lot 4	SWSW

T11S R12E S34	SESW	T11S R12E S34	SWSE
T12S R10E S03	NWSE	T12S R10E S11	NWSW
T12S R10E S12	NENE	T12S R10E S25	SWSW
T12S R10E S25	NESE	T12S R10E S26	SESW
T12S R10E S27	SESE	T12S R11E S01	SENE
T12S R11E S05	SENE	T12S R11E S13	NWNE
T12S R11E S16	SWNE ✓	T12S R11E S16	SESE ✓
T12S R11E S18	NENW	T12S R11E S27	NWNW
T12S R11E S30	SWNE	T12S R12E S15	SENE
T12S R12E S15	NWSW	T12S R12E S21	NWSW
T12S R12E S30	NESW	T12S R12E S32	SESW
T13S R10E S12	SENW	T13S R10E S12	SESE
T13S R10E S13	NESE	T13S R10E S24	SENE
T13S R11E S03 Lot 3	NENW	T13S R11E S07	SENW
T13S R11E S08	SWNE	T13S R11E S10	SENW
T13S R11E S11	NESW	T13S R11E S14	NWSE
T13S R11E S17	SWSE	T13S R11E S18	SENE
T13S R11E S21	SESE	T13S R11E S23	NESW
T13S R11E S29	NENE	T13S R11E S29	NWNW
T13S R11E S30 Lot 2	SWNW	T13S R11E S33	NENE
T13S R11E S34	NWSE	T14S R11E S01	SWSE
T14S R11E S03	SESW ✓	T14S R11E S04	SESE ✓
T14S R11E S05	SESW ✓	T14S R11E S10	SWNE ✓
T14S R11E S11	SWSE ✓	T14S R11E S12	SESW
T14S R11E S13	NWNW	T14S R11E S15	SWSW ✓
T14S R11E S23	SENE	T14S R11E S23	SESE
T14S R11E S25	NESW	T14S R11E S36	NENE ✓
T14S R12E S07	SESW	T14S R12E S07	SESE
T14S R12E S32	NESE	T14S R12E S33	NESW
T14S R12E S34	SESW	T15S R13E S18	NWSE ✓
T15S R13E S19	SWNE ✓		

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 - Decreed

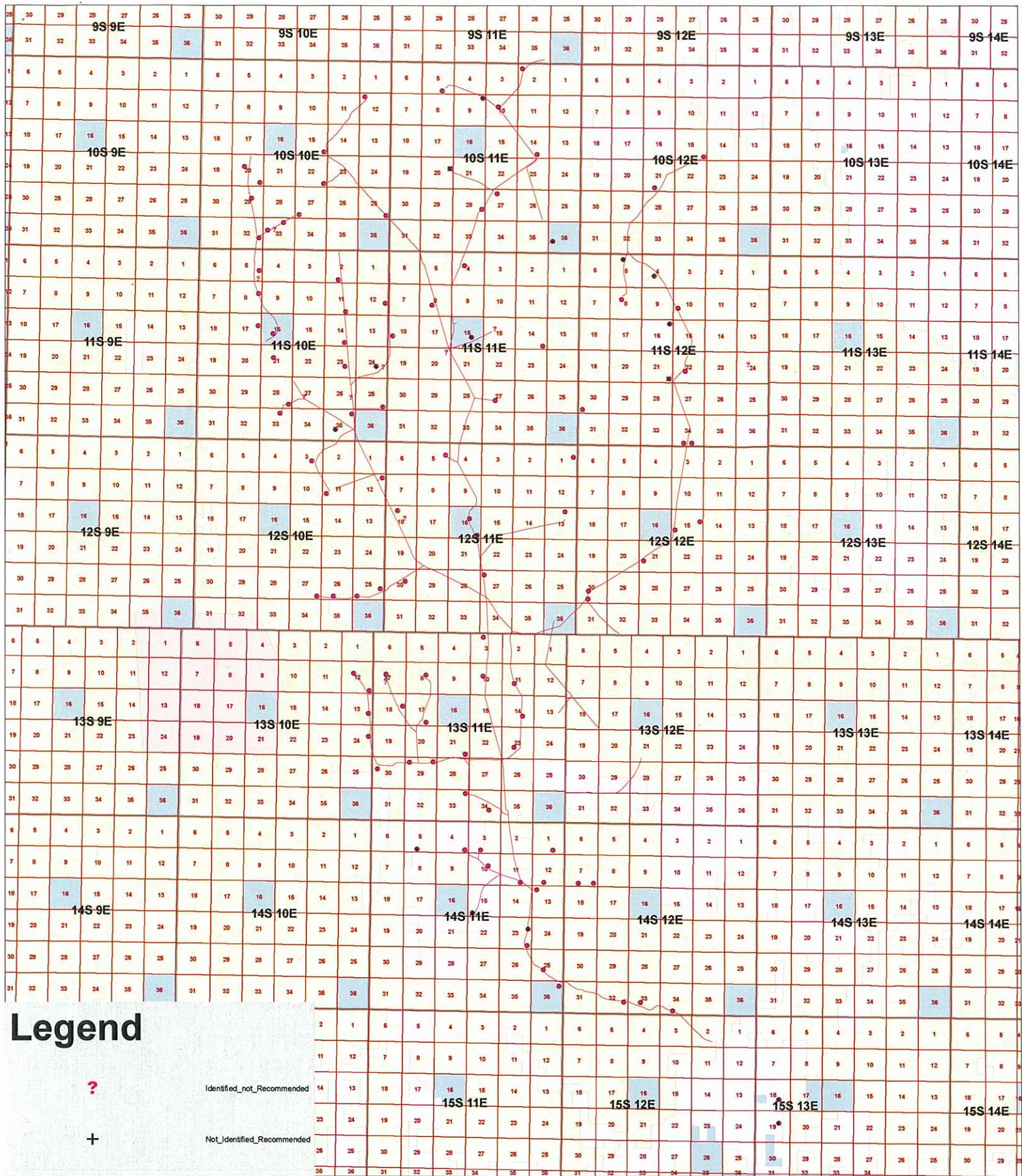
Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

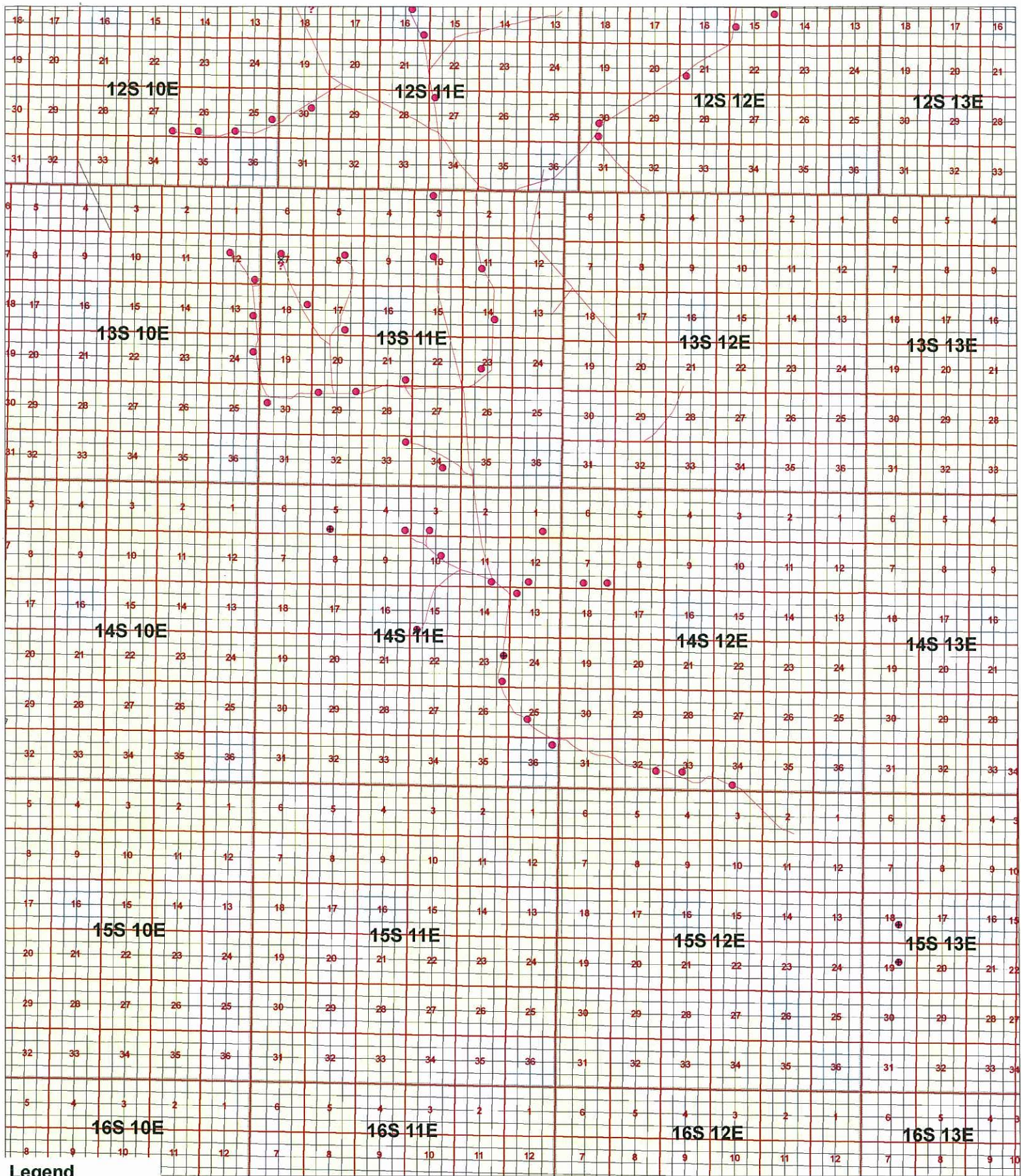
The right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.

Spring source is also locally known as Steel Springs.





Legend

?

+

×

●

latlat_val_recommended

lat_latlat_val_recommended

lat_val_val

lat_val_val

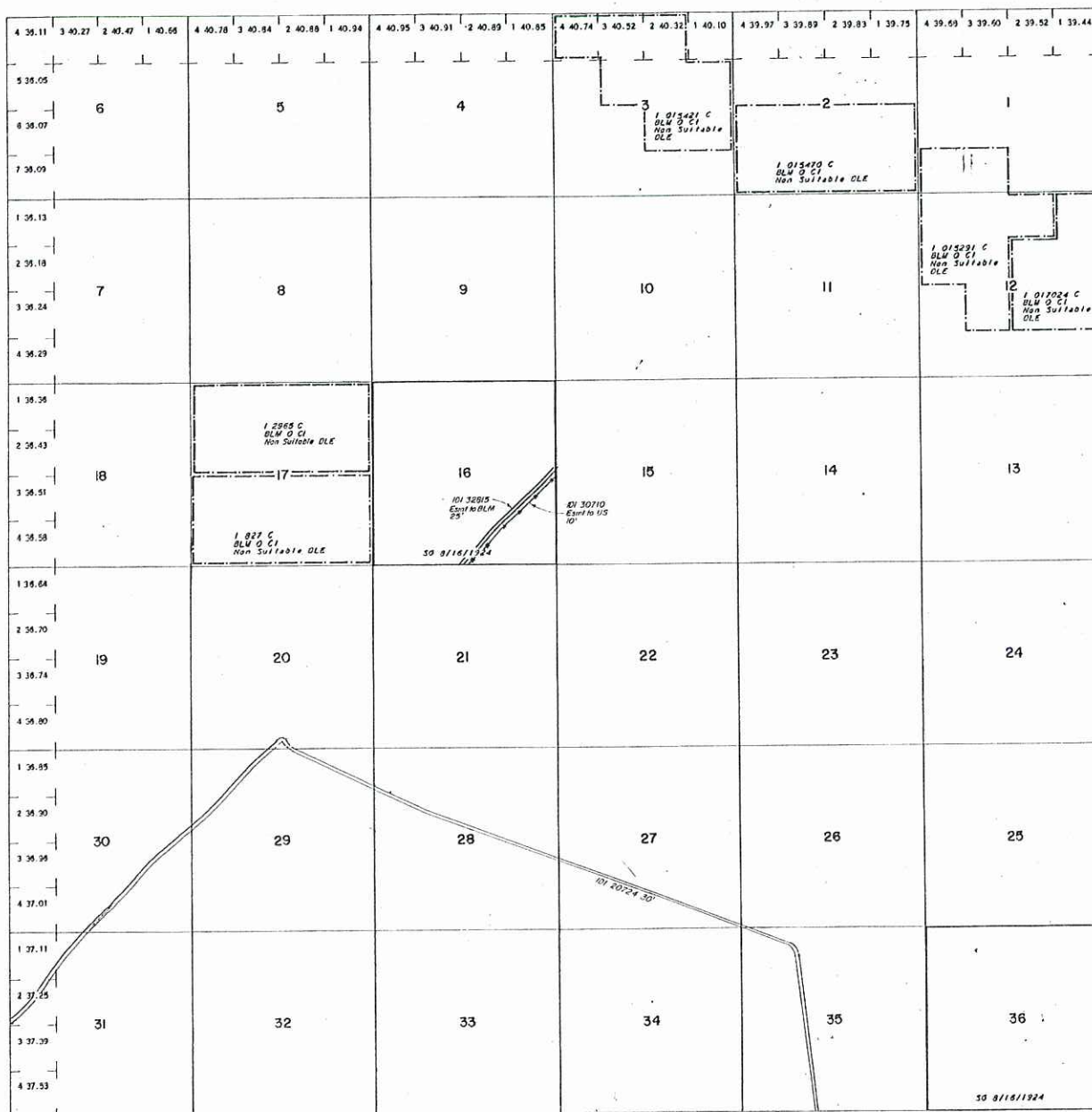
lat_val_val



N



OWYHEE COUNTY 073
BOISE DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

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

CURRENT TO	CURRENT TO
NOV 2 2000	OCT 8 2003

USE PLATS:

Lat. 42° 30' 22" N
Long. 115° 13' 46"

Boise Mer

T 10.9

R. 10E

SCALE in Chains

WARNING STATEMENT

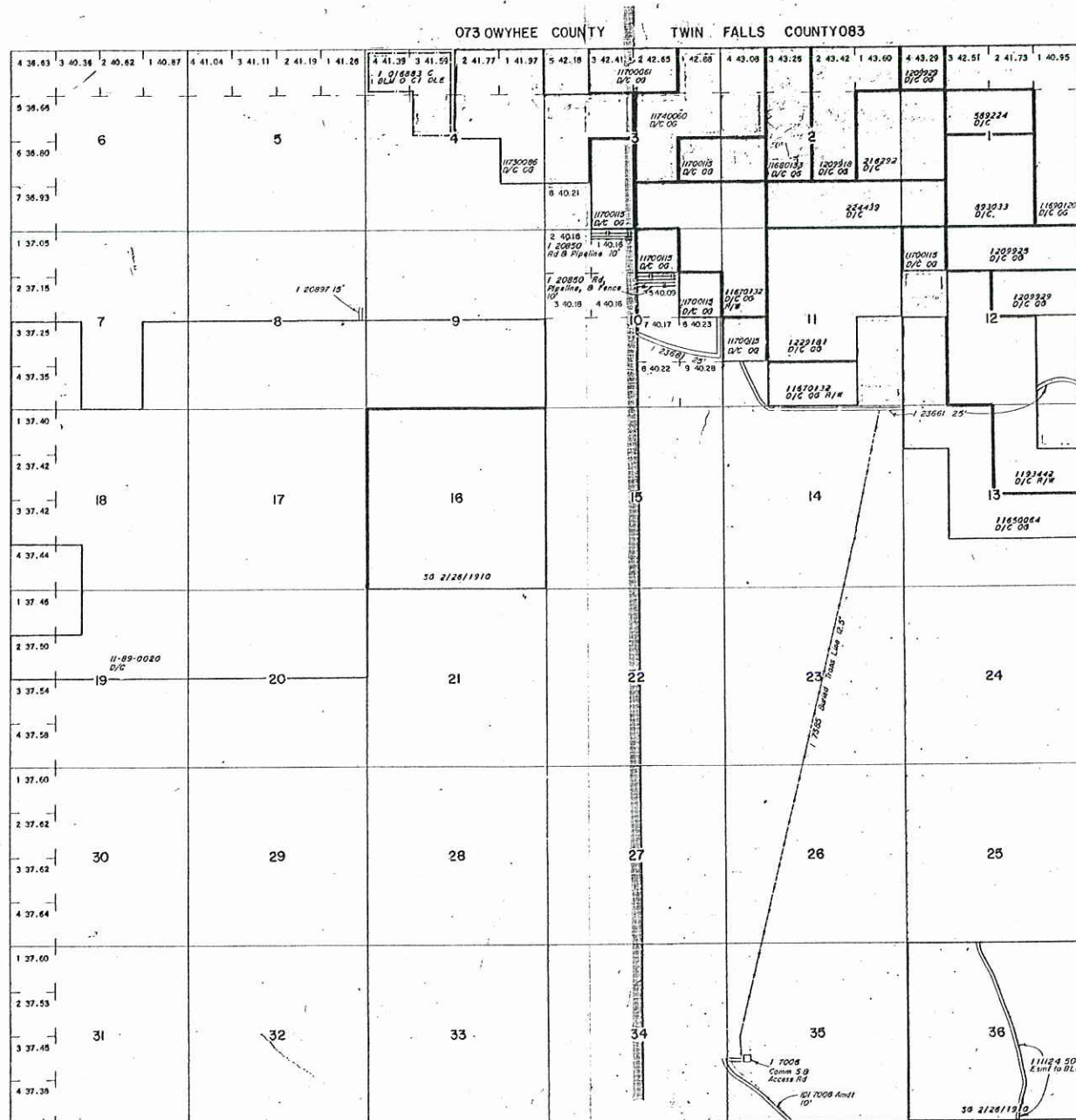
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey information.

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 THE ORIGINAL WITHDRAWAL ORDER

R. 11E

BOISE DISTRICT SEC 3

MT PLAT

[illegible]

1 12610 Sikes Act 12/13/1976
 Sec 3: Lot 4
 Sec 10: SW $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec 11: E $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec 12: SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec 13: NE $\frac{1}{4}$ NE $\frac{1}{4}$

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

CURRENT, TO	CURRENT TO
5 NOV 2 2000	

USE PLATS:

SCALE in Chains

WARNING STATEMENT

WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER

Boise Mer

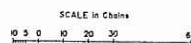
T 103

R. 12E

OWYHEE COUNTY 073

BOISE DISTRICT SEC. 1

MT PLAT



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. Records hereon do not reflect title changes which may have been affected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER.

[illegible]

FOR ORDERS EFFECTING DISPOSAL OF USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO

USE PLATS:

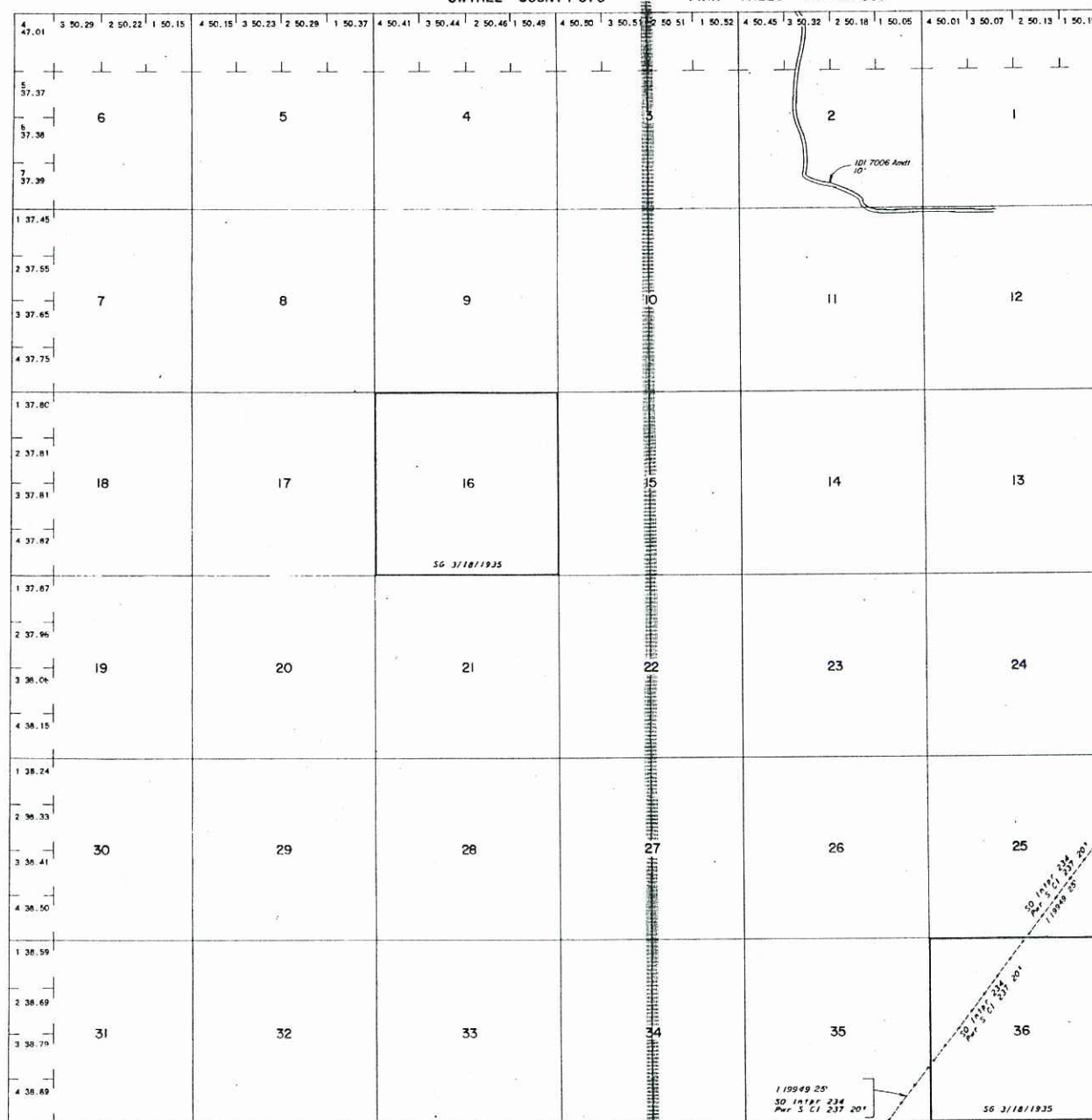
Boise Mer

T. IIS
R. IOE

BOISE DISTRICT SEC 3

MT PLAT

TWIN FALLS COUNTY 083

[illegible]

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

N	CURRENT TO	CURRENT TO

USE PLATS:

Lat. 42° 25' 09" N
Long. 115° W

11 S-13 E

12 S-13 E

Boise Mer

T 115

R. 128

SCALE in Chains

WARNING STATEMENT

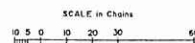
WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER

OWYHEE COUNTY 073

BOISE DISTRICT SEC 3

MT PLAT



Blank lined paper for writing.

CURRENT TO	CURRENT TO

Boise Mer.

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. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the coastal surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER.

T. 12S
R. 10E

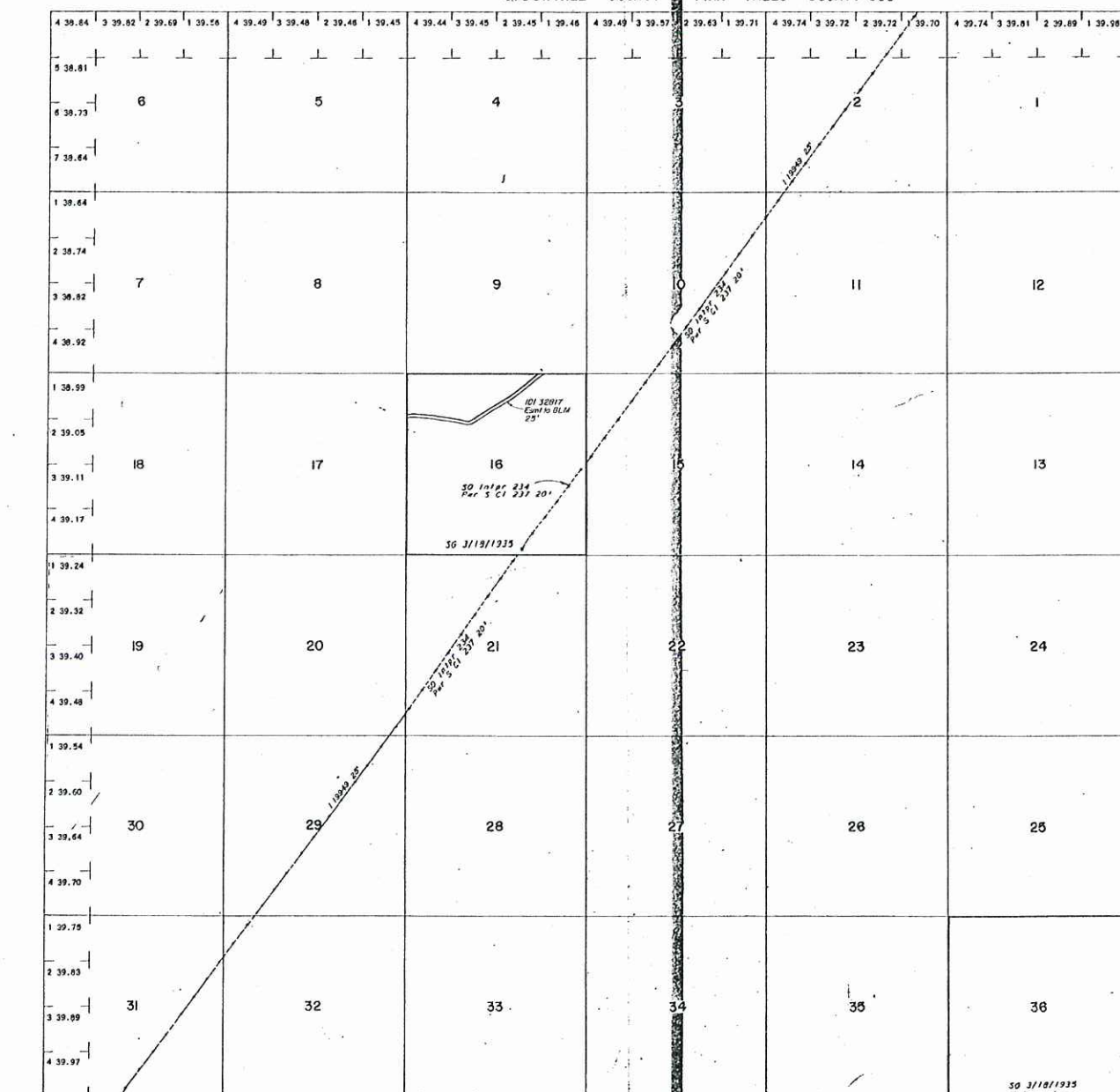
BOISE DISTRICT SEC 3

MT PLAT

Q73 OWYHEE COUNTY 11 TWIN FALLS COUNTY 083

11 5-13 E

12 S-13 E

[illegible]

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

CURRENT TO	CURRENT TO
NOV 2 2000	

USE PLATS:

Lat. 42° 19' 58" N
Long. 115° 00' W

13 3-12 8

13 S-13 E

Boise Mer

T. 125

R. 12E

WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER

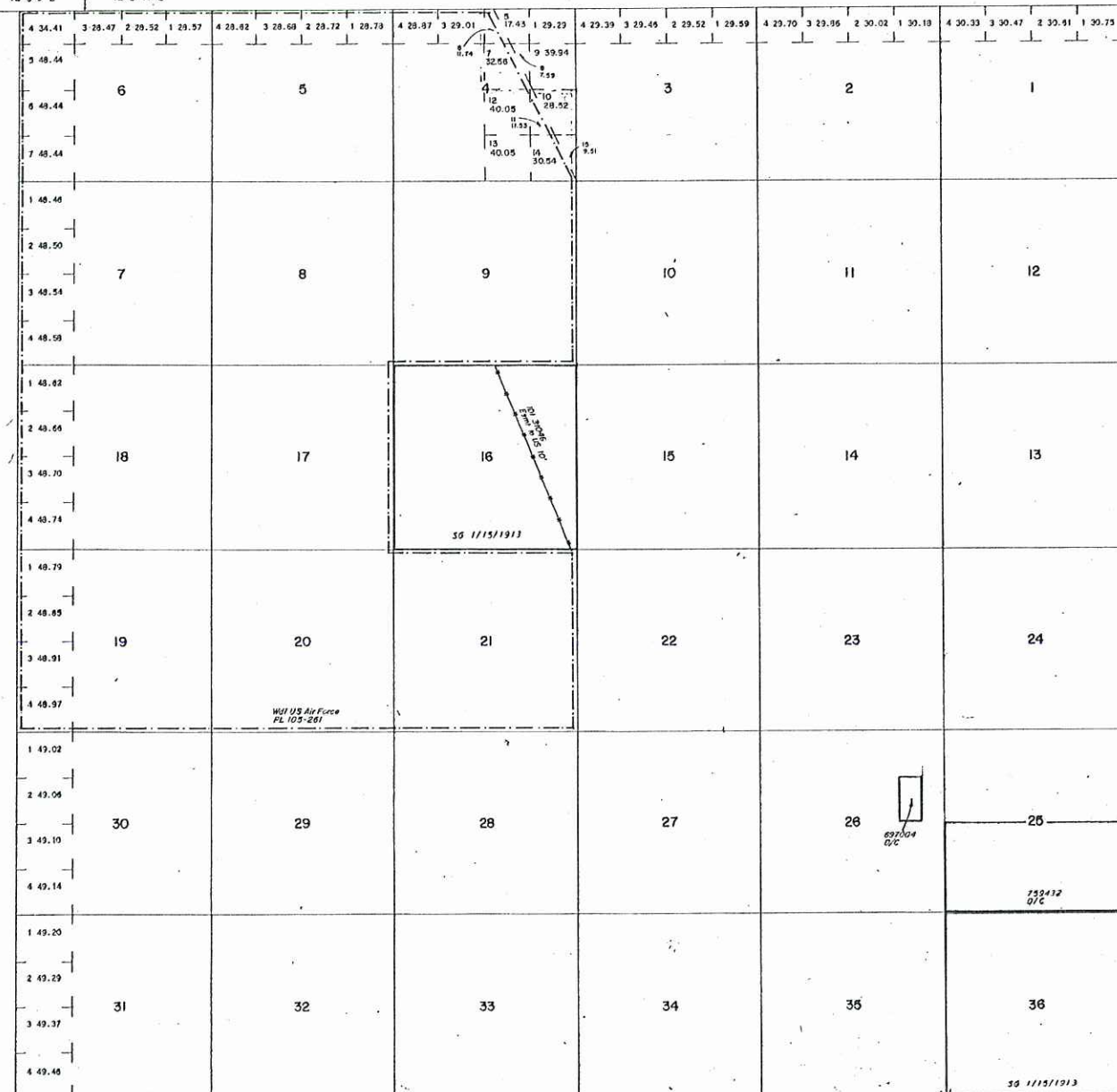
BOISE DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

12 5-2 E

12 S-10 E

12 S-10 E



13 5-11 E

[illegible]

29

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

CURRENT TO	CURRENT TO
MAY 25 1999	

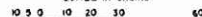
USE PLATS:

Lat. $42^{\circ}14'43''$ N
Long. $115^{\circ}14'$ W

Boiss Mer

T. 13S
R. 10E

SCALE in Chains



WARNING STATEMENT

WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER

TWIN FALLS COUNTY 083
TWIN FALLS DISTRICT SEC 3

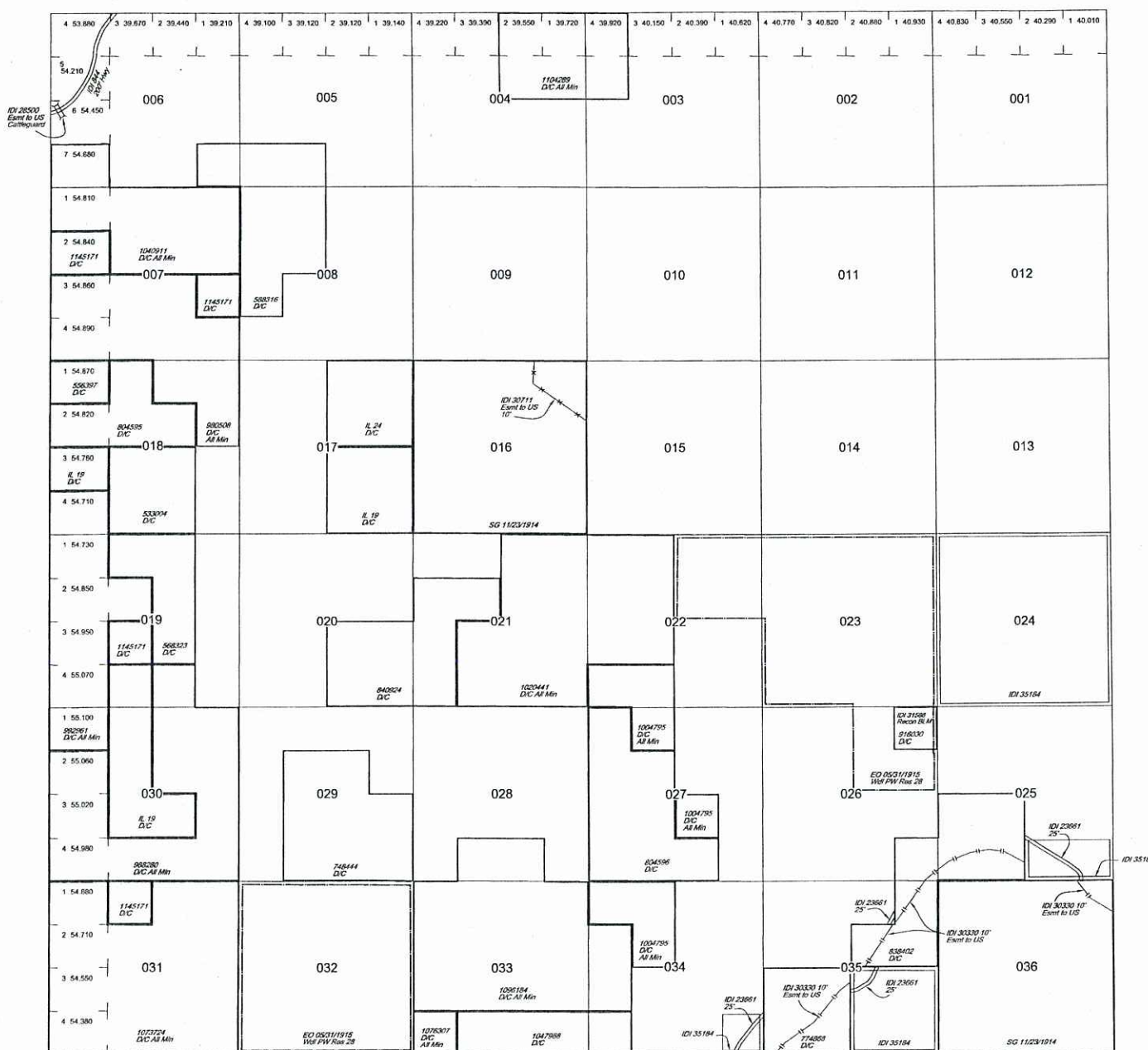
MT PLAT

[illegible]

IDI 2345 BLM O Ci Mult Use
Sogr from Appropn under PLS, X, IS, & general
mining laws
Dean S

Soc 23: SE, E2SW
Soc 24: SW
Soc 25: NW
Soc 26: W2NE SENE E2NW

IDI 31588 PX WD to BLM OE on 01/12/1999
Soc 26: NENE

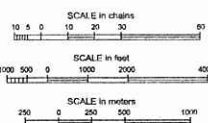


FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

FILE REF: IG08015505130EA100000a.dwg	
CONVERTED TIF: 02/22/2005	BY: LFM
LAST UPDATED: 06/16/2008	BY: JCB
QA/QC #1:	QA/QC #2:
POSTED TO PUBLIC RECORDS: June 16, 2008	
BY:	
PUBLIC LAND SURVEY SYSTEM (PLSS)	
BLM OCSB ACQUIRED:	04/26/2005
OTHER:	N/A
PROJECTED COORDINATE SYSTEM:	UTM ZONE 11N, NAD 1983
NOTES:	
USE PLATS:	



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



DISCLAIMER:

This plat is only a graphic display of the Bureau of Land Management's (BLM) Record of Title and township survey data. Records hereon 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.

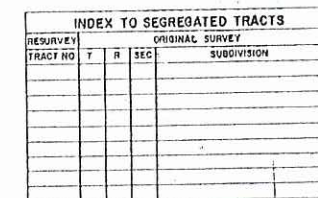
The notation shown on withdrawals represent the last action taken, but may not be the effective date. See the historical index for the date of original withdrawal order.

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

Boisj Mer.
T. 15 S
R. 13 E

BOISE DISTRICT SEC 3

MT PLAT



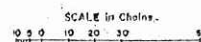
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
OCT 14 2002	

USE PLATS:

Lat. 42°14'13" N
Long. 115°7' W

Boite Mer
T. 13S
R. 11E



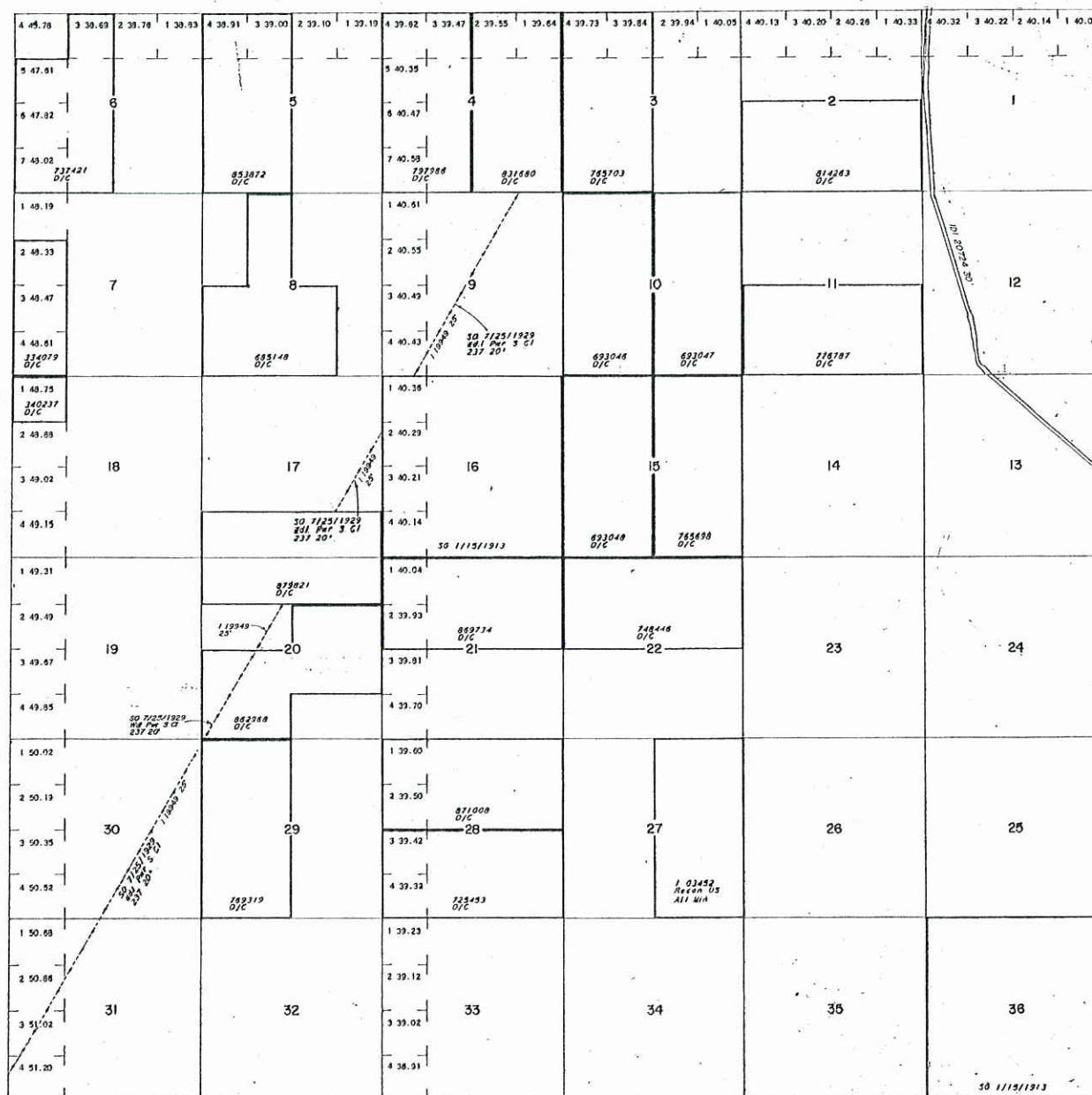
WARNING STATEMENT

This plot is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER

OWYHEE COUNTY 073
BOISE DISTRICT SEC 3

MT PLAT

[illegible]

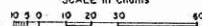
FQR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
OCT 14 2000	

USE PLAYS:

Lat. 42° 9' 30" N
Long. 115° 7' W

SCALE in China



WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER

Boiss Mer
T. 143
R. 11E

BOISE DISTRICT SEC. 3

MT PLAT[illegible][illegible]

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

CURRENT TO	CURRENT TO
SEP 2 2003	

USE PLATS:

Boise Mer

T. 143
R. 12E

SCALE in Chains

WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey 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 THE ORIGINAL WITHDRAWAL ORDER.