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Department of Water Resources
Southern Region

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Department of Water Resources
Adjudication Bureau

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 43-07283

(Insert water right number)

DOMESTIC AND
STOCK WATER RIGHT
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:

R. Lee Leininger, 202 305-0242; Paul F. Holleman, 202 305-0494

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

Name: Bureau of Land Management

Address: Boise, Idaho 83709-1657

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: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: See attached
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 legal descriptions reported in the Director's Report for this claim are inaccurate. See attached for revised POU legal description for the POD and POU. The purpose of use description is inaccurate for this claim.

F.

VERIFICATION (Must be Completed)

State of Idaho)

)ss.

County of Ada)

Tom Dyer, BLM Area Manager, 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: _____

Notary Public for _____

Residing at: _____

My Commission Expires: _____

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 _____, 199__, 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: United States of America

Address: 1387 South Vinnell Way

Name: Bureau of Land Management

Address: Boise, Idaho 83709-1657

Name:

Address:

Name:

Address:

3. Copies to:

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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

Signature of Objector or attorney
mailing on Objector's behalf

RIGHTS FROM: SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

RIGHT NUMBER: 43-07283

NAME & 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: 1.5 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 05/22/1987

POINT OF DIVERSION: T14S R26E ~~SW~~ S15 Within CASSIA County
SE SESW
SW SWSE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER STORAGE <i>Stockwater from Storage</i>	04-01 12-05	1.5 AFY
WILDLIFE STORAGE <i>Wildlife from Storage</i>	01-01 12-31	1.5 AFY

PLACE OF USE: STOCKWATER STORAGE Within CASSIA County
T14S R26E ~~SW~~ S15 SESW SWSE

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
BLM RECORD ID = 4302488167
1000 SHEEP, 100 CATTLE
SOURCE ALSO KNOWN AS LOWER KANE PONDS

WILDLIFE:

Same for Stockwater
Stockwater from Storage
Wildlife Storage
Wildlife from Storage

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

In Re SRBA

Case No. 3957

AMENDED NOTICE of CLAIM for
Water Right number:

43-07283 (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:

4302488167

Stg. StFed:

L S

SOURCE:

Source Tributary

UNNAMED STREAM

SINKS

QUANTITY:

0 CFS

or VOLUME:

1.5

Acre Feet

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

PRIORITY DATE:

5/22/1987

Diversion Means: LOWER KANE CREEK PONDS, RESERVOIRS

REMARKS:

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
14S	26E	15	SW	SW	SE			31	Cassia
14S	26E	15	SE	SE	SW			31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
08	0401	1205	0	1.5
18	0101	1231	0	1.5
05	0401	1205	0	1.5
17	0101	1231	0	1.5

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 18-Feb-98 | 6:32 AM

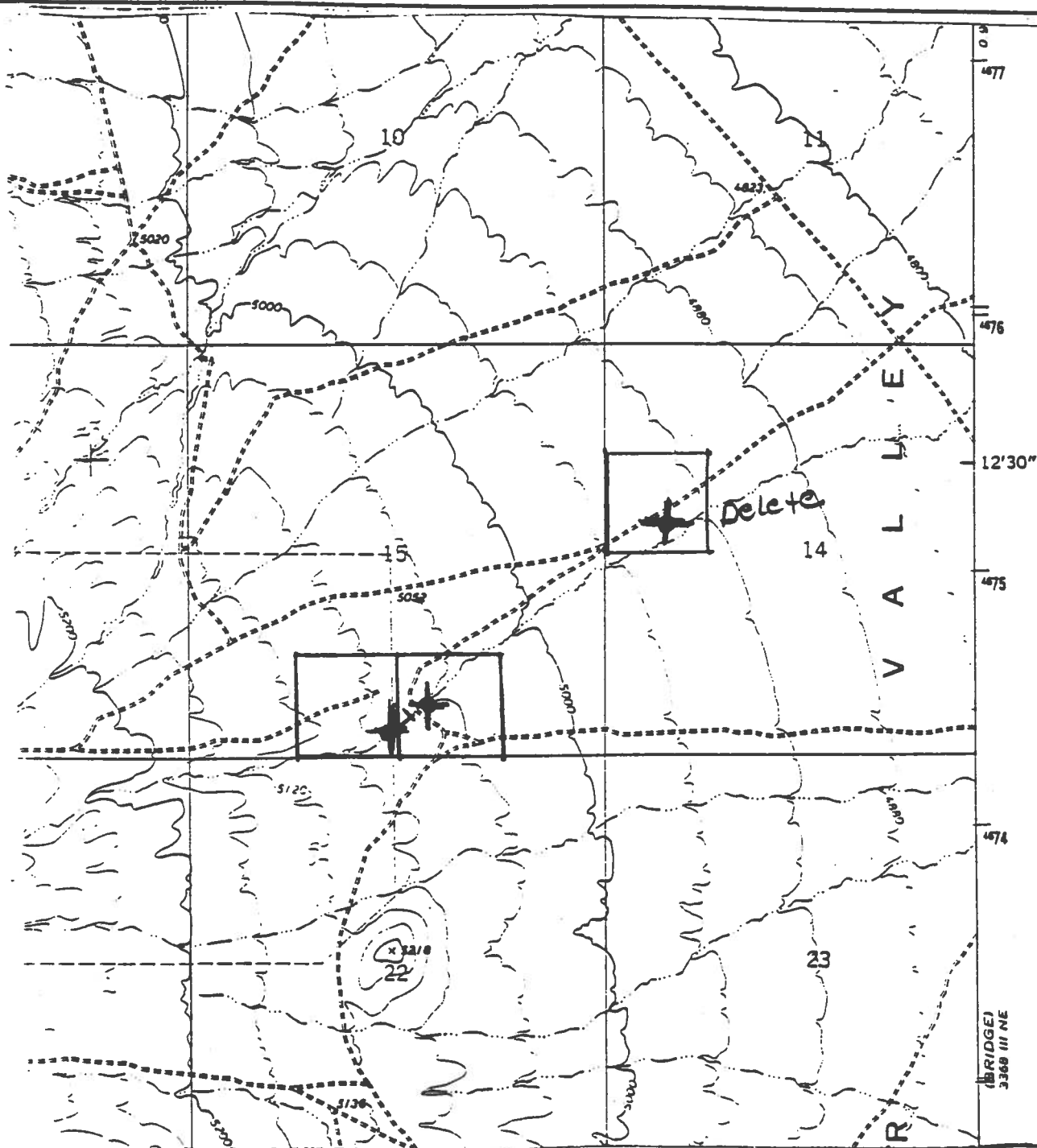
OTHER PROVISIONS NECESSARY FOR DEFINITION or ADMINISTRATION OF THIS WATER RIGHT:

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	Twn	Rge	Sec	T1	T2	LOT	within the	County of
04	14S	26E	15	SW	SE	0	31	Cassia
05	14S	26E	15	SW	SE	0	31	Cassia
06	14S	26E	15	SW	SE	0	31	Cassia
17	14S	26E	15	SW	SE	0	31	Cassia
18	14S	26E	15	SW	SE	0	31	Cassia
04	14S	26E	15	SE	SW	0	31	Cassia
05	14S	26E	15	SE	SW	0	31	Cassia
06	14S	26E	15	SE	SW	0	31	Cassia
17	14S	26E	15	SE	SW	0	31	Cassia
18	14S	26E	15	SE	SW	0	31	Cassia

WATER RIGHTS CLAIM MAP

TOWNSHIP 14S RANGE 26E MERIDIAN: BOISE QUAD MAP NAME KANE CANYON

KEY

SCALE 1:24000

	UPSTREAM USE CLAIM		POD
ADD	POD AND/OR POU LEGAL TO BE ADDED		POU (NOTE: THIS IS A TROUGH UNLESS INDICATED OTHERWISE)
DELETE	POD AND/OR POU LEGAL TO BE DELETED		POD AND POU (NOTE: POU IS A TROUGH UNLESS INDICATED OTHERWISE)
*	LOT # TO BE ADDED TO TRACT DESCRIPTION ALREADY ON CLAIM		DITCH
u	UPSTREAM POD FOR INTERAM USE SEGMENT :		PIPELINE
d	DOWNSTREAM POD FOR INTERAM USE SEGMENT :		

A43-07283

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1987-05-22
IDWR NUMBER: 4307283
BLM NUMBER: 4302488167
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	SINKS

DESCRIPTION OF DIVERSION WORKS

LOWER KANE CREEK PONDS, RESERVOIRS

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM TO
-----	-----	-----	-----
STOCKWATER STORAGE	0.000	1.00	0401 1205
WILDLIFE STORAGE	0.000	1.00	0101 1231
GROUNDWATER RECHARGE	0.000	1.00	0101 1231
STOCKWATER FROM STORAGE	0.000	1.00	0401 1205
WILDLIFE FROM STORAGE	0.000	1.00	0101 1231
TOTAL:	0.000 CFS	1.50 AF	

NON-IRRIGATION USES

1100/CATTLE 100/DEER 45/ANTELOPE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	-----	-----	-----	---	-----
14S	26E	15	SE	SE	SW	00	CASSIA
14S	26E	15	NE	SW	SE	00	CASSIA
14S	26E	14	SE	SW	NW	00	CASSIA

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
---	---	---	-----	-----	---	-----	-----	-----
14S	26E	15	SE	SW	00	CASSIA	YES	0.0

14S	26E	15	SW	SE	00	CASSIA	YES	0.0
14S	26E	14	SW	NW	00	CASSIA	YES	0.0
14S	26E	15	SE	SW	00	CASSIA	YES	0.0
14S	26E	15	SW	SE	00	CASSIA	YES	0.0
14S	26E	14	SW	NW	00	CASSIA	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

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

In Re SRBA

Case No. 3957

AMENDED NOTICE of CLAIM for
Water Right number:

43-07283

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:

4302488167

Stg:

StFed:

L

S

SOURCE:

Source	Tributary
UNNAMED STREAM	SINKS

QUANTITY:

0

CFS

or VOLUME:

1.5

Acre Feet

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

PRIORITY DATE:

5/22/1987

Diversion Means: LOWER KANE CREEK PONDS, RESERVOIRS

REMARKS:

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
14S	26E	15	SW	SW	SE	0		31	Cassia
14S	26E	15	SE	SE	SW	0		31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
06	0401	1205	0	1.5
18	0101	1231	0	1.5
05	0401	1205	0	1.5
17	0101	1231	0	1.5

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 27-Oct-97 11:26 AM

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
17	14S	26E	15	SE	SW	0	31	Cassia
17	14S	26E	15	SW	SE	0	31	Cassia
18	14S	26E	15	SE	SW	0	31	Cassia
18	14S	26E	15	SW	SE	0	31	Cassia
06	14S	26E	15	SE	SW	0	31	Cassia
06	14S	26E	15	SW	SE	0	31	Cassia
04	14S	26E	15	SE	SW	0	31	Cassia
04	14S	26E	15	SW	SE	0	31	Cassia
05	14S	26E	15	SE	SW	0	31	Cassia
05	14S	26E	15	SW	SE	0	31	Cassia

ADDED
06 ROW

licensed
7-10-1992
Recommended as licensed
updated 1-30-98
K K C

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OCT 30 1997

Department of Water Resources
Southern Region

AJ5809NP
No. R43-07283

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/14/97
PAGE: 11

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE ID 837091657 (208) 373-4000	05/22/1987	STOCKWATER STORAGE ~~STOCKWATER FROM STORAGE~~ WILDLIFE STORAGE ~~WILDLIFE FROM STORAGE~~	04-01 12-05 ~~04-01 12-05~~ 01-01 12-31 ~~01-01 12-31~~		1.50 AFA ~~1.50 AFA~~ 1.50 AFA ~~1.50 AFA~~
TOTAL DIVERSION:						1.50 AFA

Water Source: UNNAMED STREAM ✓

Tributary to: SINKS ✓

Stage: LICENSE

Point(s) of Diversion:

T14S R26E S15

~~SESW~~

~~NESE~~

CASSIA County

POU County:

Non-Irrigation Uses: ~~100/CATTLE~~ ~~100/DEER~~ ~~45/ANTELOPE~~

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-07283

Remarks: EXP BLM RECORD ID = 4302488167

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

*P/U matches
P/D legal.
use \$5
only*

see amended report

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

In Re SRBA

Case No. 3957

AMENDED NOTICE of CLAIM for
Water Right number:

43-07283

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:

4302488167

Sig: Sifed:

L S

SOURCE:

Source	Tributary
UNNAMED STREAM	SINKS

QUANTITY:

0 CFS or VOLUME: 1.5 Acre Feet

The quantity of water under this right for stockwater shall not exceed 19,000 gallons per day.

PRIORITY DATE:

5/22/1987

Diversion Means: LOWER KANE CREEK PONDS, RESERVOIRS

REMARKS:

POINT of
DIVERSION:

ex corrected

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
14S	26E	15	SW	SW	SE	0		31	Cassia
14S	26E	15	SE	SE	SW	0		31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
06	0401	1205	0	1.5
18	0101	1231	0	1.5
05	0401	1205	0	1.5
17	0101	1231	0	1.5

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 14-Oct-97 7:03 AM

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:

*Added
missing
uses*

Water Use	Tw	Rge	Sec	T1	T2	LOT	within the	County of
17	14S	26E	15	SE	SW	0	31	Cassia
17	14S	26E	15	SW	SE	0	31	Cassia
18	14S	26E	15	SE	SW	0	31	Cassia
18	14S	26E	15	SW	SE	0	31	Cassia
04	14S	26E	15	SE	SW	0	31	Cassia
04	14S	26E	15	SW	SE	0	31	Cassia
05	14S	26E	15	SE	SW	0	31	Cassia
05	14S	26E	15	SW	SE	0	31	Cassia

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

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM for
Water Right number:

43-07283

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

BLMIDENT:

4302488167

Stg:

StFed:

L

S

NAME and
ADDRESS:

SOURCE:

Source	Tributary
UNNAMED STREAM	SINKS

QUANTITY:

0

CFS

or VOLUME:

1.5

Acre Feet

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

PRIORITY DATE:

5/22/1987

Diversion Means:

LOWER KANE CREEK PONDS, RESERVOIRS

REMARKS:

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
14S	26E	15	SE	SE	SW	0		31	Cassia
14S	26E	15	NE	SW	SE	0		31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
06	0401	1205	0	1.5
18	0101	1231	0	1.5
05	0401	1205	0	1.5
17	0101	1231	0	1.5

CONSUMPTIVE
USE:

de minimis

stockwater use

DATE:

13-Sep-97

9:22 AM

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
04	14S	26E	15	SE	SW	0	31	Cassia
04	14S	26E	15	SW	SE	0	31	Cassia
16	14S	26E	15	SE	SW	0	31	Cassia
16	14S	26E	15	SW	SE	0	31	Cassia

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Department of Water Resources

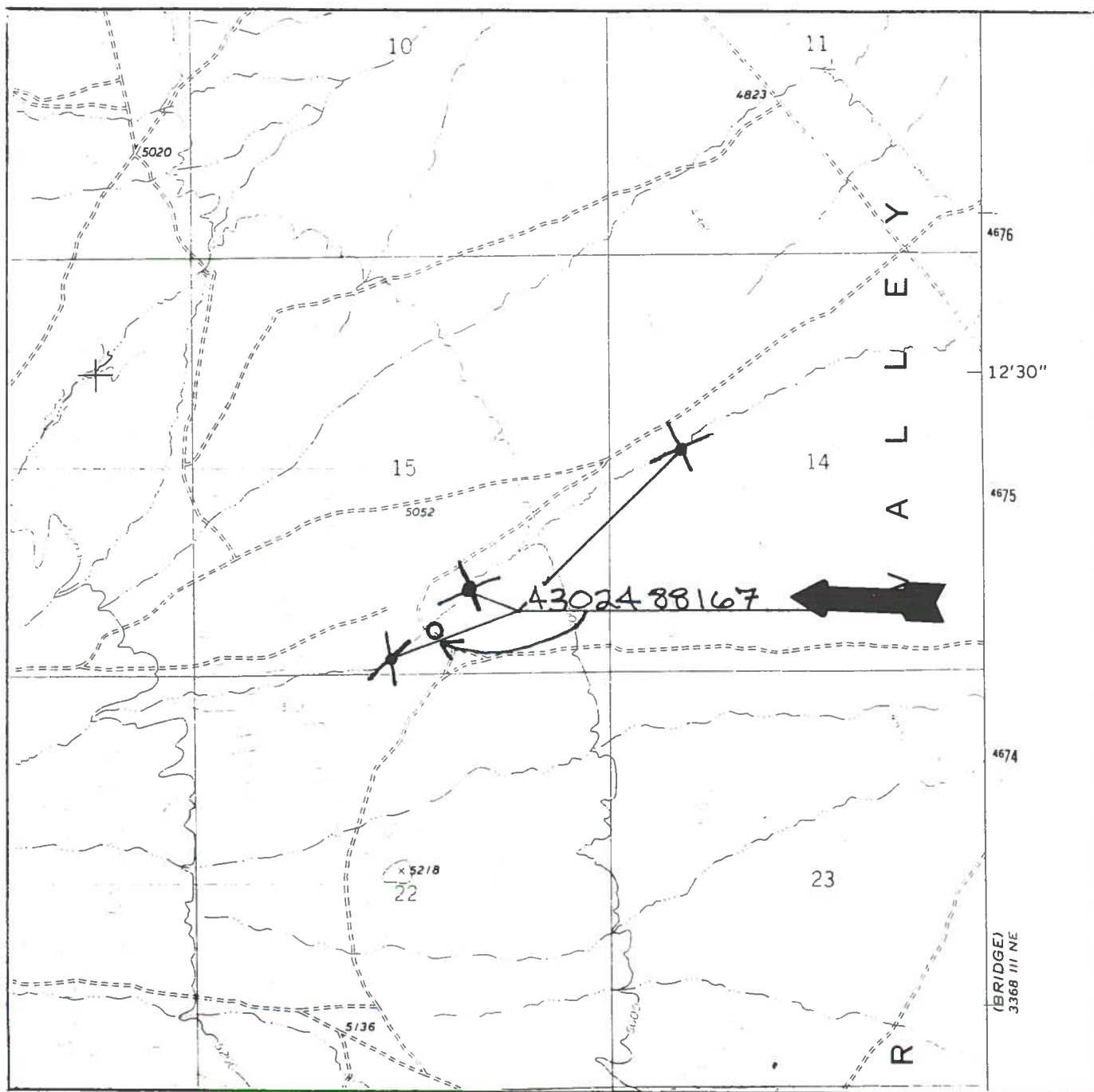
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

WATER RIGHTS CLAIM MAP

BLM IDENTIFICATION NUMBER

4302488167

TOWNSHIP 14 S RANGE 26 E MERIDIAN: BOISE QUAD MAP NAME KANE CANYON



LEGEND

SCALE: 1" = 24,000

POD (ORIGINAL, CORRECT LOCATION)

INSTREAM USE CLAIM

POD (ORIGINAL LOCATION, INCORRECT)

INSTREAM USE CLAIM, DROPPED SEGMENT

POD (CORRECTED LOCATION, OR ADDED POD)

4302488000

WITHDRAWN CLAIM

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SEP 15 1997

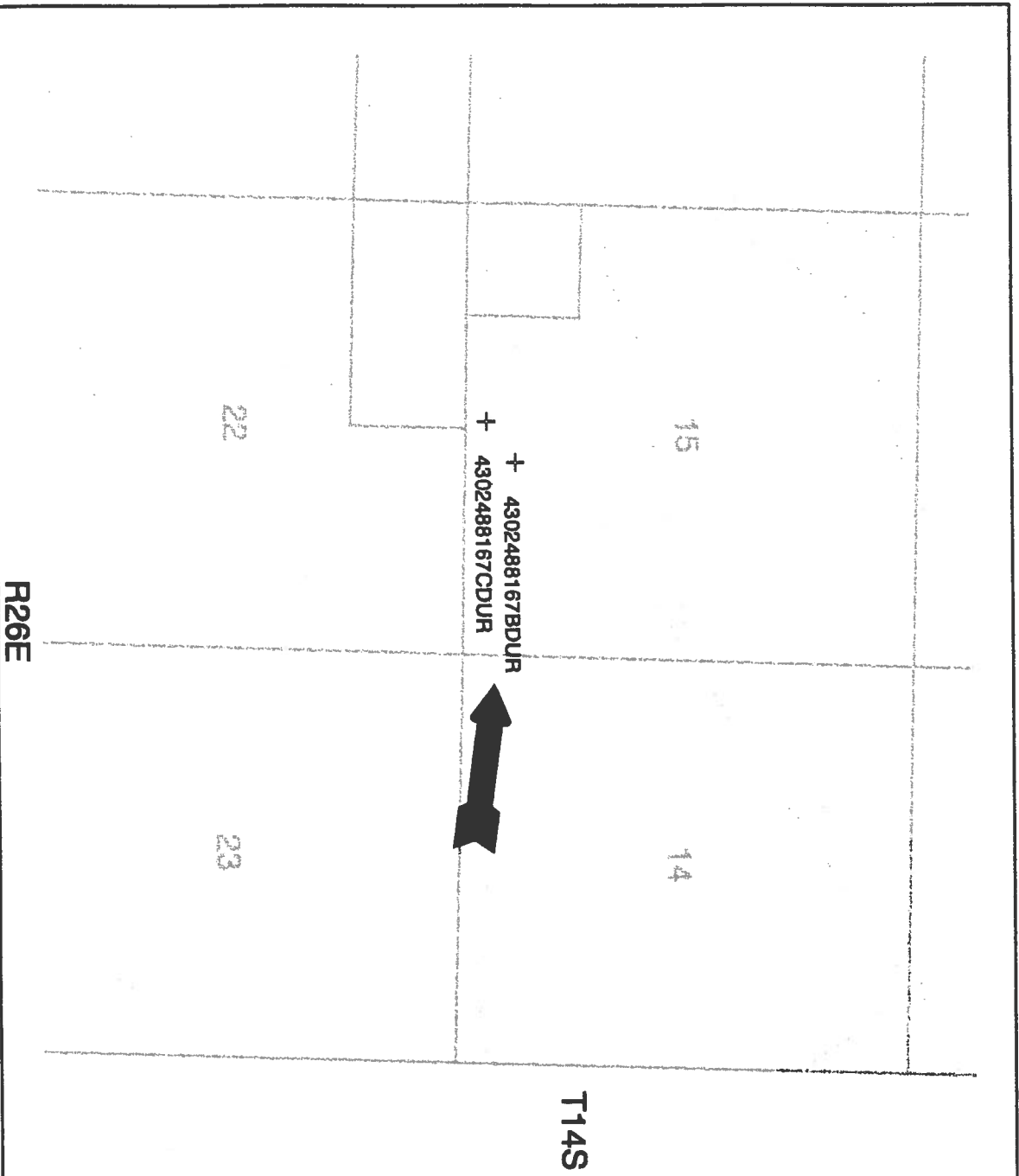
Department of Water Resources

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Department of Water Resources

WATER RIGHTS: BASIN 43 Kane Canyon B4542113



WATER RIGHT POINT
+ dig
+ gpe

WATER RIGHTS STREAM POINT
o Point of diversion
o MRA segment break
o Other stopping point
x Water Monitoring Site

WATER RIGHTS STREAMS
v dig

WATER RIGHTS AREA
gpe
dig

TRANSPORTATION
Improved Road
Secondary Road
Trail
Jeep Trail

LAND STATUS
Kane Canyon 7.5' quadrangle
BLM
NPS
PRIVATE
STATE
STATEPR
USFS

Sections
CLAIM DESCRIPTION
(Claim No.) D - Point of Diversion
(Claim No.) U - Place of Use
(Claim No.) DU - POD & POU
Within 100' of each other
or Inseparable

Claims are further identified by the following:

S - Spring
W - Well
R - Reservoir
T - Trough
P - Pond
Pl - Playa
O - Other

Scale:
0.1 0 0.1 0.2 Miles

Projection: UTM Zone 12
Datum: NAD27 Conus

Water Rights Basin 43 - 02/10/97
For Internal BLM Use Only
fyis/projects/water/rights/z12/
plots b43/basin43_b442113_022697.apr