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JUL 11 2013

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 31-07113
(Insert water right number)

**AMENDED
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) 334-9375 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: Jefferson Irrigation Company, Limited

Address: C/O Patrick M Hendren
724 East 1800 North
Montevue, ID 83435

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: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
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 all points of diversion (PODs) are described. The location of the PODs is inconsistent with BLM records, as shown on the attached map. BLM does not have any right-of-way record for one of the PODs (#8). One existing well is not listed on the water right nor is it listed in BLM's records (#7).

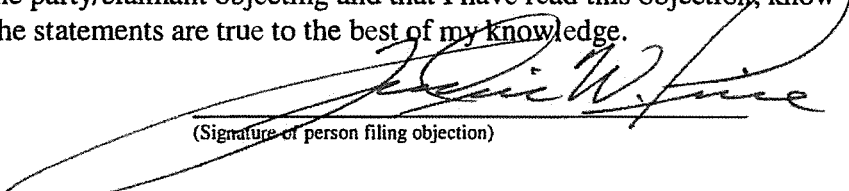
F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

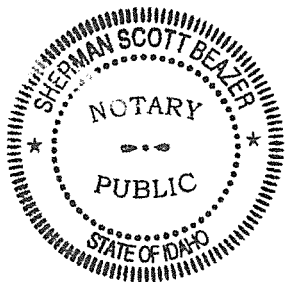
Fredric W Price, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

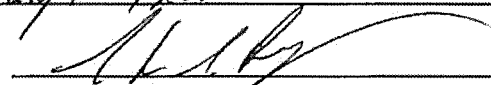
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 10th, 2013




Sherman Scott Beazer

Notary Public for Idaho

Residing at: Boise

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 10th, 2013, 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:

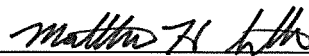
Name: Jefferson Irrigation Company, Limited (pro se)
Address: C/O Patrick M Hendren
724 East 1800 North
Montevieu, ID 83435

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

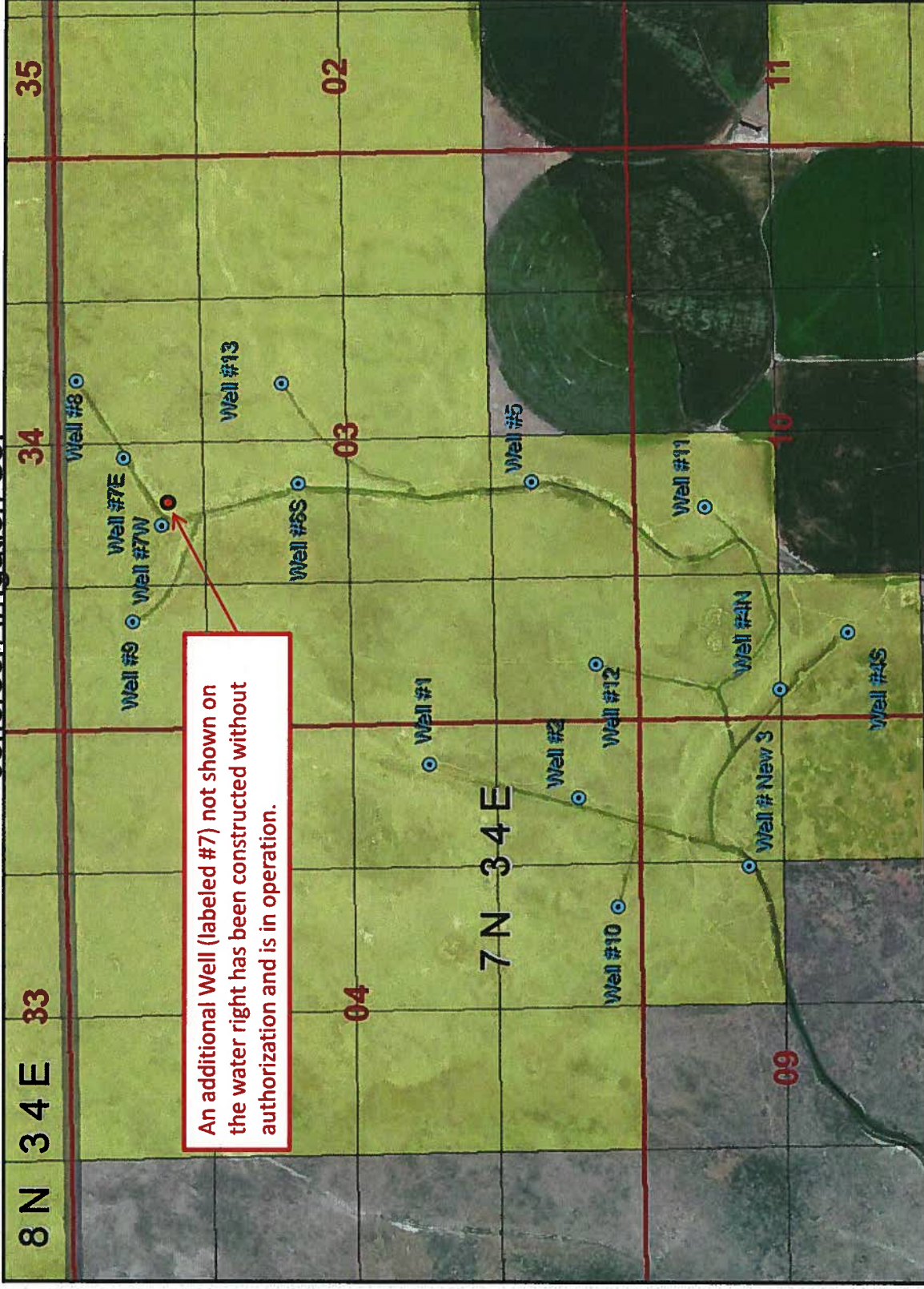


Signature of Objector or attorney mailing on Objector's behalf

MAP #1 -IDWR POD records

31-07113

Jefferson Irrigation Co.



An additional Well (labeled #7) not shown on the water right has been constructed without authorization and is in operation.

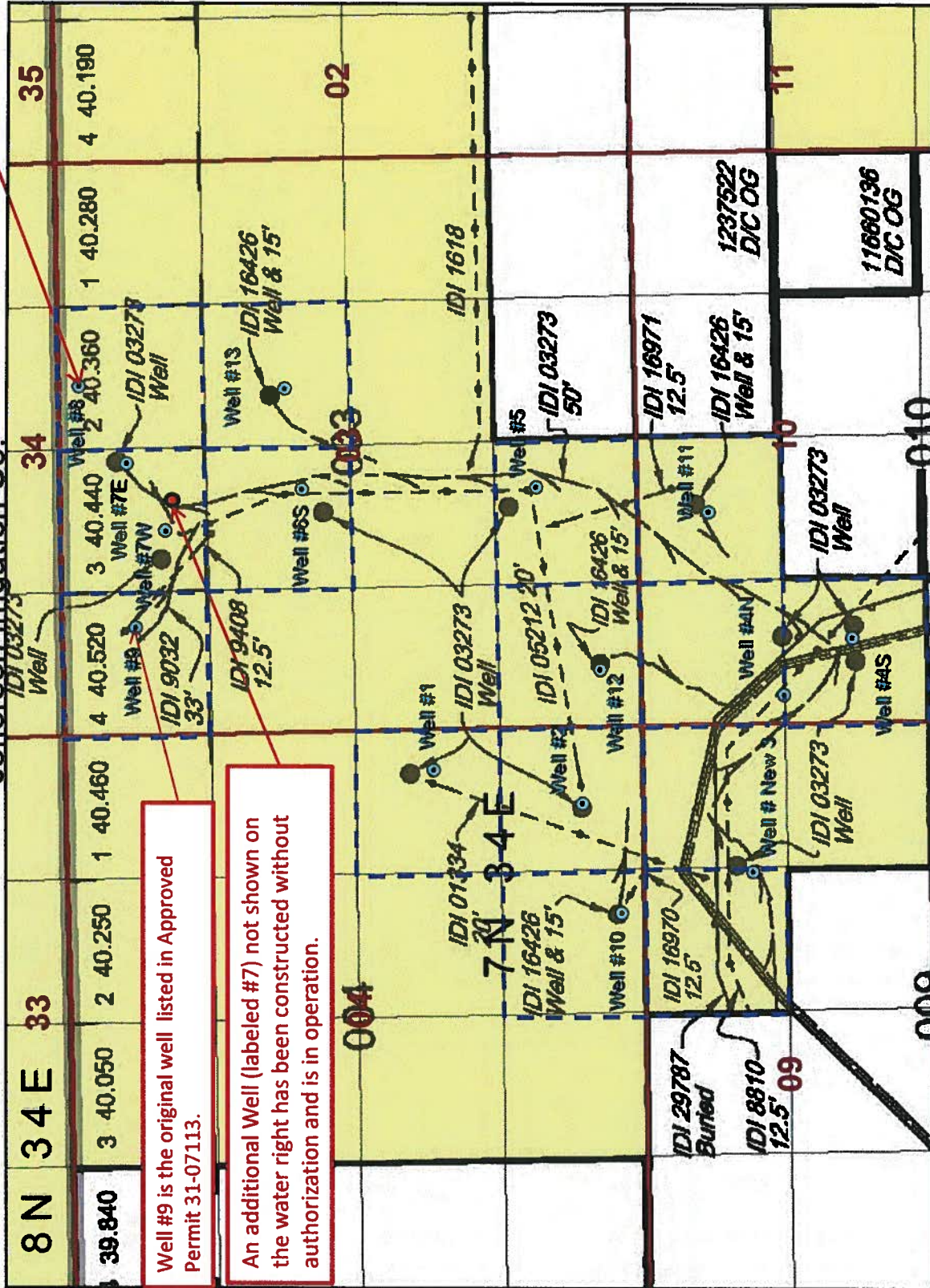


Well locations (Blue dots) taken from IDWR's wr-POU shapefile for 31-07113.

Legend

- 31-07113 PODs (wells)

MAP #2 -Well locations vs BLM records 31-07113 Jefferson Irrigation Co.



Legend
 ● 31-07113 PODs (wells)

The black dots are the authorized locations of wells according to BLM ROW records.

The blue dots are the actual locations of wells.

Blue dashed lines displays POD legal land descriptions.

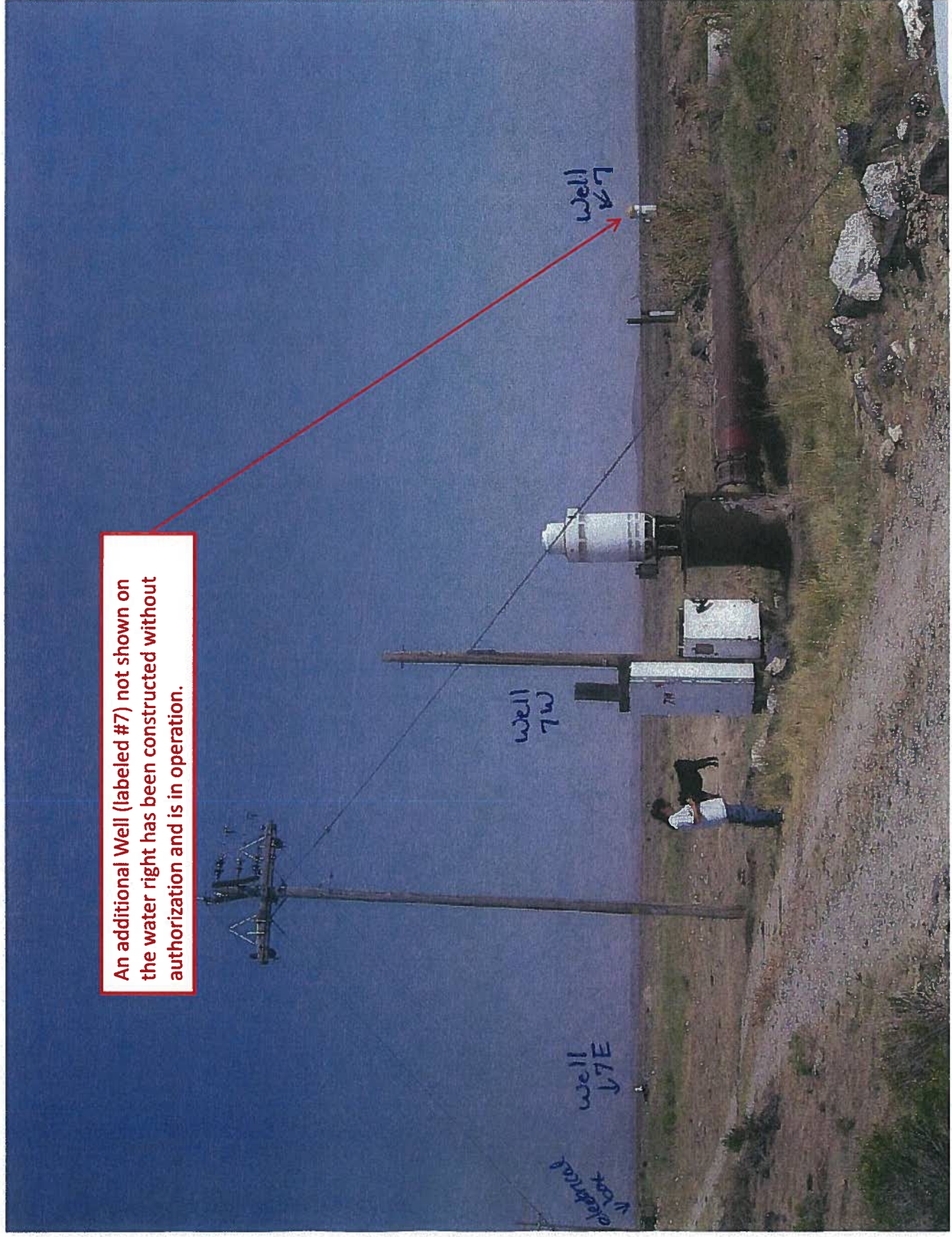
BLM has no ROW record for well #8.

Well #9 is the original well listed in Approved Permit 31-07113.

An additional Well (labeled #7) not shown on the water right has been constructed without authorization and is in operation.

T07N, R34E Georeferenced MTP

An additional Well (labeled #7) not shown on the water right has been constructed without authorization and is in operation.



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

AMENDED

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07113

NAME AND ADDRESS: JEFFERSON IRRIGATION CO
C/O PATRICK HENDREN
724 E 1800 N
MONTEVIEW, ID 83435

SOURCE: GROUND WATER

QUANTITY: 13.54 CFS
3307.50 AFY

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
Rights 31-2451, 31-7327, 31-10322, 31-10323, 31-10324, 31-10325, and 31-7113 when combined shall not exceed a total diversion rate of 252.06 cfs, a total annual maximum diversion volume of 37,590 af at the field headgate.

PRIORITY DATE: 02/22/1974

Well:

POINT OF DIVERSION: T07N R34E S03 LOT 2 (NWNWNE) #8
SWSWNE #13
LOT 3 (NENENW) #7E
LOT 3 (SWNENW) #7W
LOT 4 (NENWNW) #9 -Original POD listed in Approved Permit
SESENW #6S
SWSWSW #12
NESSEW #5
S04 SEWSEB #1
SESWSE #10
SWSESE #2
S09 SENWNE #New 3
S10 NWNENW #11
SWNWNW #4N
NESWNN #4S

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	13.54 CFS 3307.50 AFY

PLACE OF USE:	Irrigation	Within Jefferson County
T06N R33E S02 LOT 1	(NENE) 20.0	LOT 2 (NWN) 38.0
	SWNE 40.0	SENE 39.0
LOT 3	(NENW) 33.0	LOT 4 (NWNW) 36.0
	SWNW 38.0	SENW 40.0
	NESW 38.0	NWSW 35.0
	SWSW 39.0	SESW 36.0
	NESB 39.0	NWSE 40.0
	SWSE 36.0	SESE 38.0
S03 LOT 1	(NENE) 37.0	LOT 2 (NWN) 34.0
	SWNE 40.0	SENE 26.0
LOT 3	(NENW) 38.0	LOT 4 (NWNW) 36.0
	SWNW 38.0	SENW 40.0
	NESW 40.0	NWSW 39.0
	SWSW 38.0	SESW 39.0
	NESB 39.0	NWSE 40.0
	SWSE 39.0	SESE 39.0



