

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST
Transfer 78438
September 18, 2013

RECEIVED ✓
SEP 18 2013
DEPARTMENT OF
WATER RESOURCES

1. Matter being protested

Application for Transfer No. 78438 for Rockin S Ranch, Inc. involving water rights: 02-02040, 02-02041, 02-04032, 02-07295, 02-10212, and 02-10336.

2. Name of protestant

United States Department of the Interior
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

RECEIVED
SEP 19 2013
WATER RESOURCES
WESTERN REGION

3. Protestant's Representative for service (if different than protestant)

Fredric W. Price (contact person)

4. Service mailing address

Same as above

5. Service telephone no.

(208) 373-3831

6. Basis of protest (including statement of facts and law upon which the protest is based).

Rockin S Ranch, Inc. filed an Application for Transfer that describes a legal land description under the Place of Use (POU) element which contains federal public land (BLM)(see below) and 3 legal land descriptions that contain both private and BLM land (see below). Rockin S Ranch, Inc. is not authorized to irrigate federal public land (BLM).

POU that describes BLM land:

- Lot 9 (NESW), S01, T06S, R09E (0.7 acres)

POUs that describe both private and BLM land:

- SWNE, S01, T06S, R09E
- SENE, S01, T06S, R09E
- NENW, S01, T06S, R09E

7. What would resolve your protest?

- 1) Amend the Application for Transfer to remove federal public land from the POU element by removing the legal land description in Lot 9 (NESW), S01, T06S, R09E.
- 2) Amend the Application for Transfer to clarify that federal public land is excluded from the POU by including a remark which limits the POU to the privately owned portions of the legal land descriptions:

"The place of use does not include federal public lands."

I hereby, acknowledge that if I, or my designated representative, fail to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 18th day of September 2013.



Protestant

Gary A. Madenford

Water Rights Team Leader

Attachments:

♦Map prepared by BLM for illustrative purposes.

♦Master Title Plat: T06S, R09E

FOR DEPARTMENT USE ONLY

Received by HP

Date 9-18-13

Fee Paid \$25.00

Date 9-18-13

Received by HP

Receipt # 0097756

CERTIFICATE OF SERVICE

I certify that on September 18, 2013, I served a true and correct copy of the **“Protest of Application for Transfer 78438** for Rockin S Ranch, Inc. with enclosures upon the following individuals by placing the documents in the United States mail in Boise, Idaho, postage paid, and addressed as follows:

Original to:

Jeff Peppersack, Administrator
Idaho Department of Water Resources (IDWR)
Idaho State Office
Water Management Division,
P.O. Box 83720
322 East Front Street
Boise, Idaho 83720-0098

Copies to:

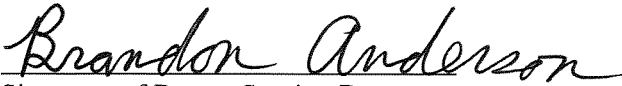
Idaho Department of Water Resources
Southern Regional Office
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301

Rockin S. Ranch, Inc.
c/o John R Solosabal
P.O. Box 938
Glenns Ferry, ID 83623

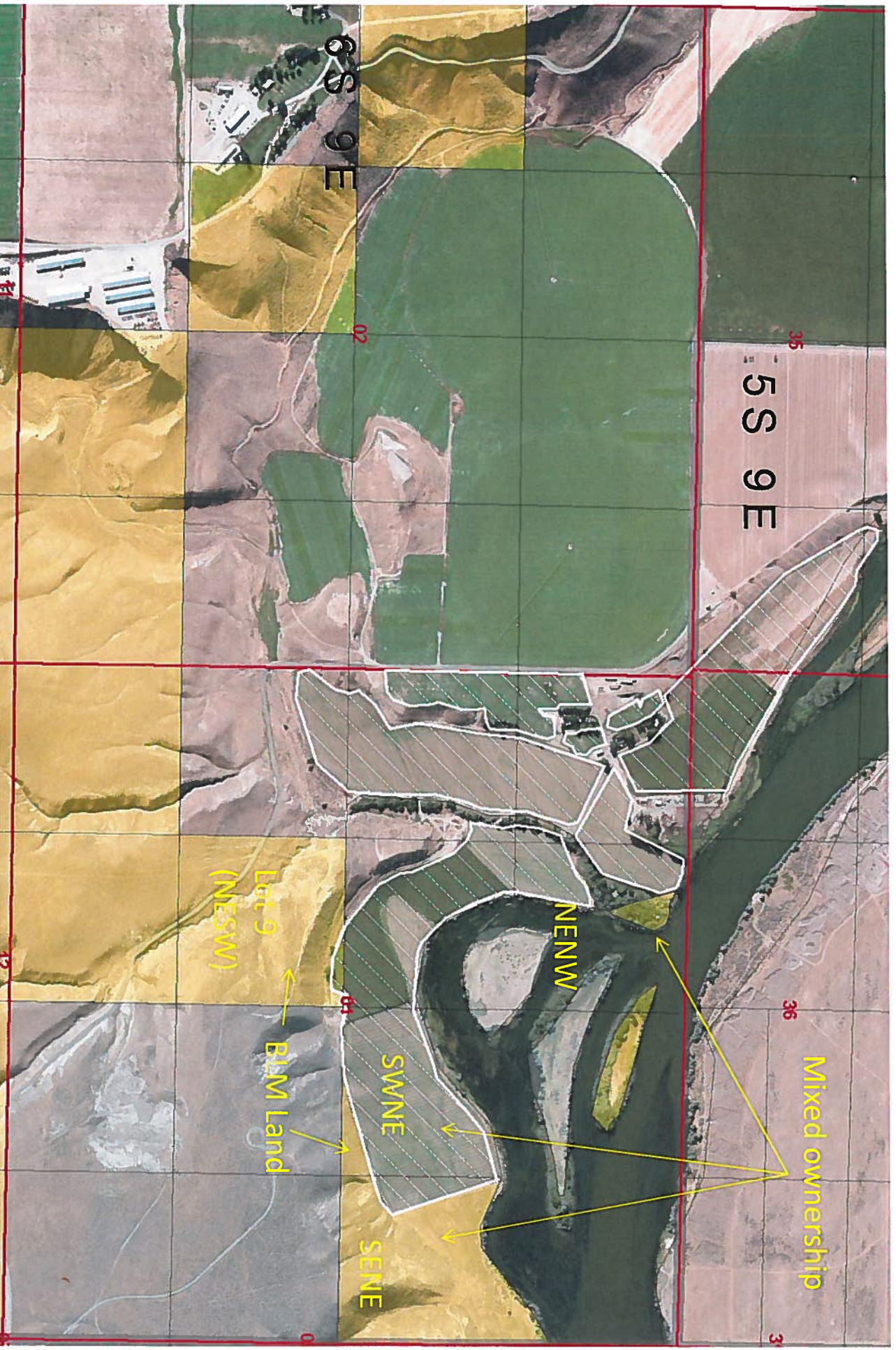
James Tarter, Riparian Specialist
U.S., Department of the Interior,
Bureau of Land Management,
Boise Field Office
3948 Development Avenue
Boise, ID 83705

Jeremy P. Bluma, Realty Specialist
U.S., Department of the Interior,
Bureau of Land Management,
Boise Field Office
3948 Development Avenue
Boise, ID 83705

Brandon Anderson
Person Serving Documents (print name)


Signature of Person Serving Documents

02-02040 et.al, Transfer 78438, Rockin S Ranch Inc.



TOWNSHIP 6 SOUTH RANGE 9 EAST OF THE BOISE MERIDIAN, IDAHO
ELMORE COUNTY 039

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MT PLAT

[illegible]

BL 042230 King Hill Irrigation Dist (Act of Cong 08/11/1916)
affects lands in Sec 8

DI 12610 Sikes Act 06/01/1976

Soc 20: AMNW, W25E

SAC 27: NENE
SAC 34: F2SW, W2SE, S2E

30E 33 22W, N42E

Sec 17: NENESE

CV 258734 Mont Hood Trail

Historical information only:
public access

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466
---	---	---	---	---	---	---	---	---	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----

FOR ORDERS EFFECTING DIS

MISCELLANEOUS DOCUMENT

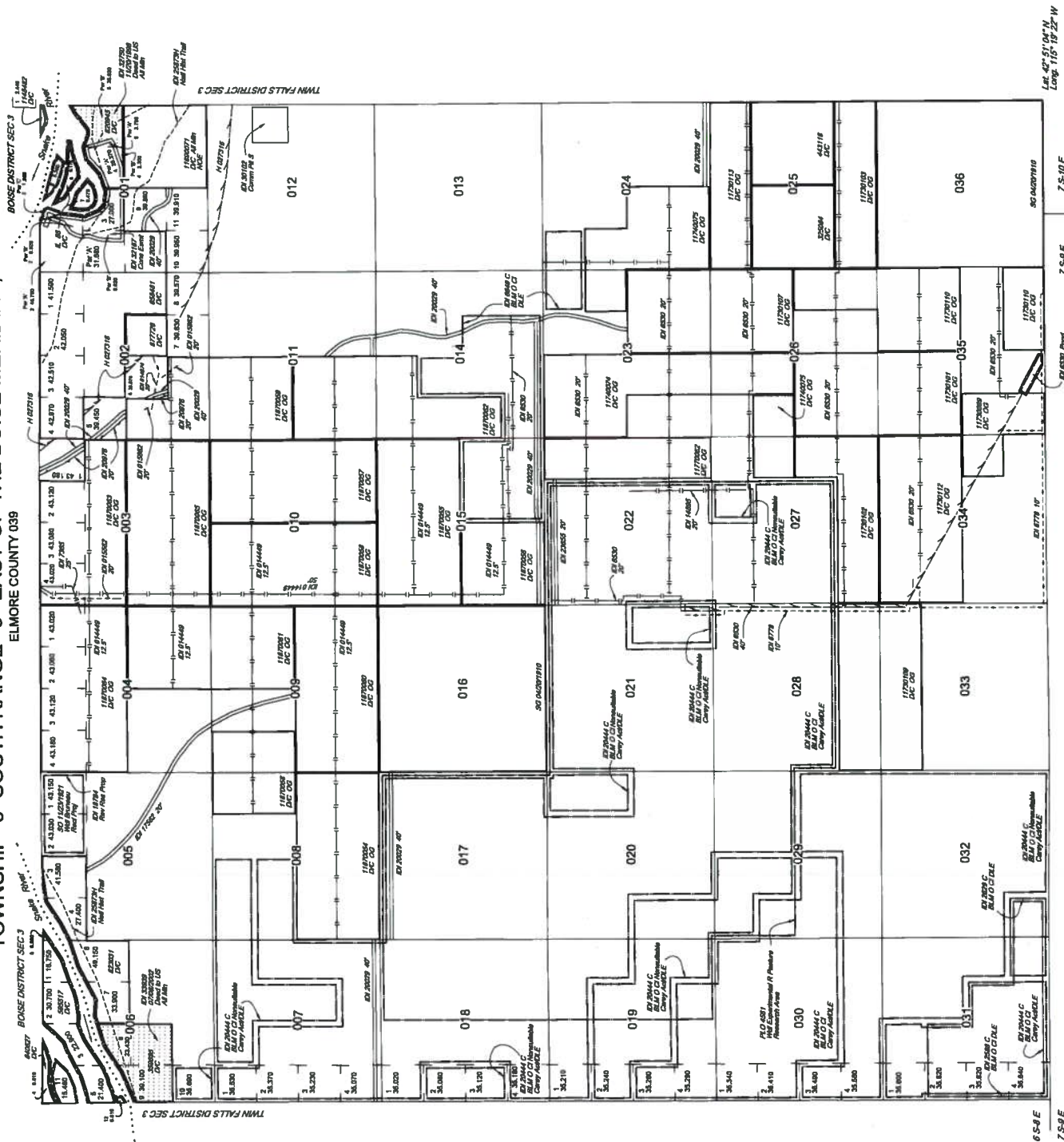
CONVERTED TIFF: 04/09/2007

CIVOC #:

BY

ELM GCDS ACQUIRED:

PROJECTED COORDINATE SYSTEM



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

