

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST
Transfer No. 77826

April 11, 2012

RECEIVED
APR 11 2012
DEPARTMENT OF
WATER RESOURCES

1. Matter being protested

Application for Transfer No. 77826 for Consolidated Irrigation Co., involving water right claim number 13-07747.

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
APR 12 2012
Department of Water Resources
Eastern 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).

Consolidated Irrigation Co. is not authorized to irrigate federal public land described in IDWR's representation for Application for Transfer 77826. Consolidated Irrigation Co. described the place of use as a digital boundary (see map attached to transfer). IDWR's Large Place of Use (POU) description of the digital boundary, describes BLM land in the following legal land descriptions:

Lot 2 (SWNW), S19, T14S, R41E (BLM land).
Lot 3 (NWSW), S19, T14S, R41E (BLM land).
NENE, S19, T15S, R41E (BLM land).
NWNE, S19, T15S, R41E (BLM land).
SWNE, S19, T15S, R41E (BLM land).

7. What would resolve your protest?

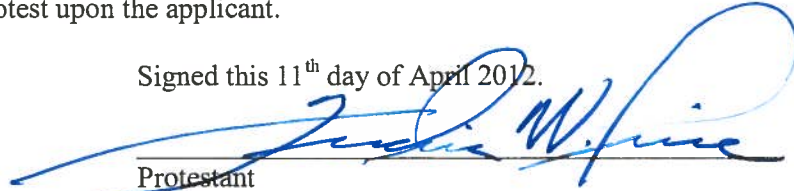
1) Amend transfer to remove Places of Use (POU) for Irrigation that describes federal public land in the legal land descriptions listed above.

2) Trim digital boundary to exclude federal public land listed above.

Receipt
C095054

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 11th day of April 2012.



Protestant
Fredric W. Price
Water Rights Specialist

Attachments:

◆Map prepared by BLM for illustrative purposes.

◆Master Title Plat: T14S, R41E and T15S, R41E.

FOR DEPARTMENT USE ONLY

Received by C. Field Date 4-11-2012
Fee Paid \$25.00 Date 4-11-2012 Receipted by CJ Receipt # 0095054

CERTIFICATE OF SERVICE

I certify that on April 11, 2012, I served a true and correct copy of the **"Protest of Application for Transfer No. 77826"** for Consolidated Irrigation Co. 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 (IDWR)
Eastern Regional Office
900 North Skyline Drive
Idaho Falls, ID 83402-1718

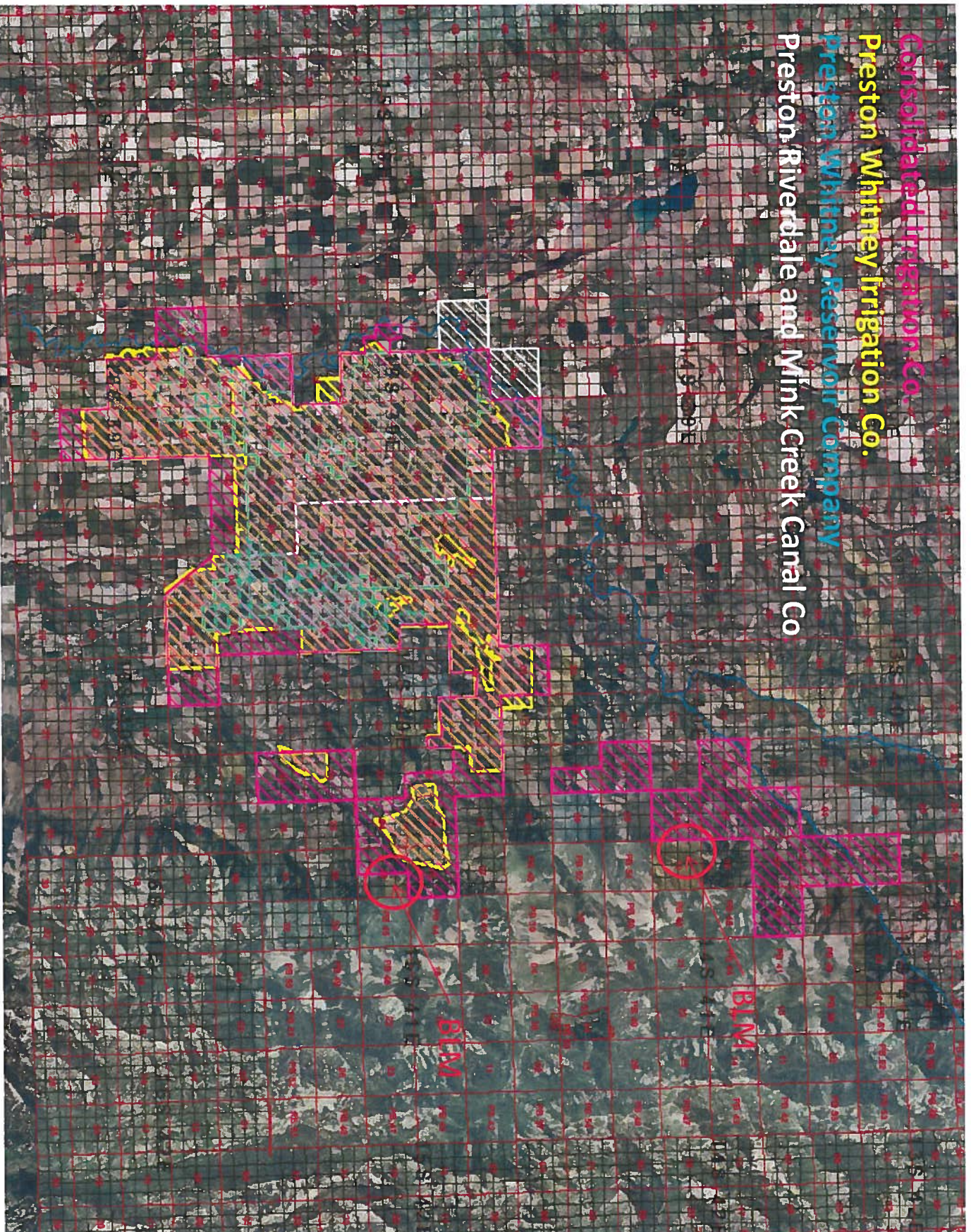
Consolidated Irrigation Company
33 South 1st East
Preston, ID 83263

Karen Kraus, Range Technician
U.S., Department of the Interior,
Bureau of Land Management,
Pocatello Field Office
4350 Cliffs Drive
Pocatello, ID. 83204

Brandon Anderson
Person Serving Documents (print name)

Brandon Anderson
Signature of Person Serving Documents

13-07747, Consolidated Irrigation Co.



13-07747, Consolidated Irrigation



13-07747, Consolidated Irrigation



PARTIALLY SURVEYED TOWNSHIP 14 SOUTH RANGE 41 EAST OF THE BOISE MERIDIAN, IDAHO

Revised Plat (Diagram No. 10) Approved: 12/21/2011 (Cancelled)

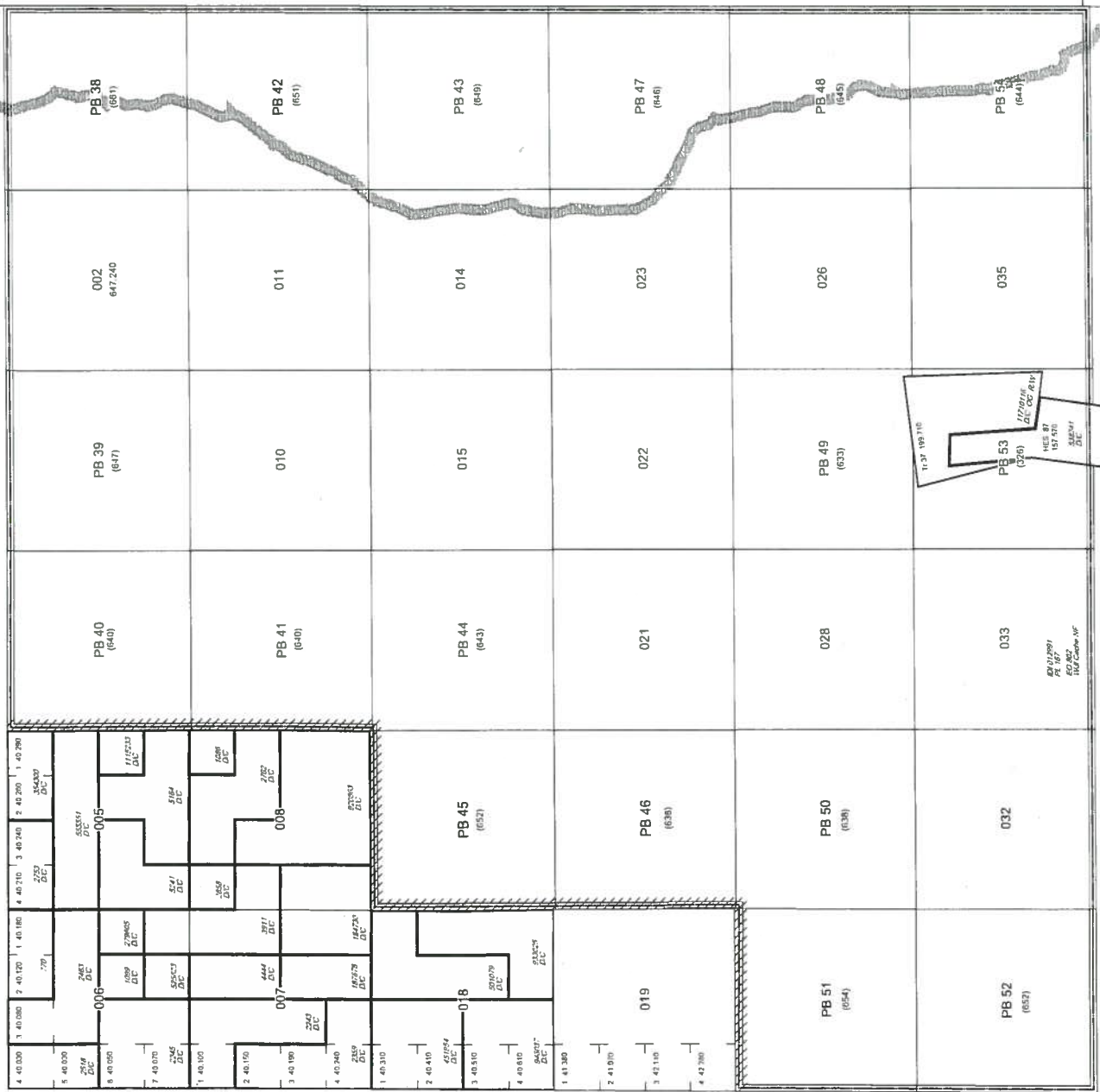
IDAHO FALLS DISTRICT SEC 15

FRANKLIN COUNTY 041

BEAR LAKE COUNTY 007

12 S - 42 E

14 S - 42 E



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



DISCLAIMER:
This plat is a graphic display of the Bureau of Land Management's (BLM) Record of Title and Township survey data. Records herein do not reflect the current status of the land. The BLM does not warrant the accuracy of the data. The BLM is not responsible for any errors or omissions in this plat. The BLM is not responsible for any damages or losses resulting from the use of this plat. The BLM is not responsible for any claims or liabilities arising from the use of this plat. The BLM is not responsible for any claims or liabilities arising from the use of this plat.

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS			
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SD Infr 160 0408/1932 PW Pds 107 EO 04/11/1928
All land lying within 1/4 mile of unlimited spring
Sec 19 E2SE

DOI 012981 Dec PL 163 (Ad at Cong 07/22/1950)
completed 09/09/1962 All NF surface right by USFS

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

FILE REF: B0814524 1064100000.dwg	BY: LFM
CONVERTED TFF: 09/09/2009	BY: JCB
LAST UPDATED: 11/09/2010	DATE #2
DATE #1:	November 3, 2010
POSTED TO PUBLIC RECORDS:	BY:
PUBLIC LAND SURVEY SYSTEM (PLSS):	BLM ACQUISITION: 09/09/2005
OTHER:	BLM ACQUISITION: 09/09/2005
PROJECTED COORDINATE SYSTEM:	UTM ZONE 18N AND 18W
NOTES:	
USE PLATS:	

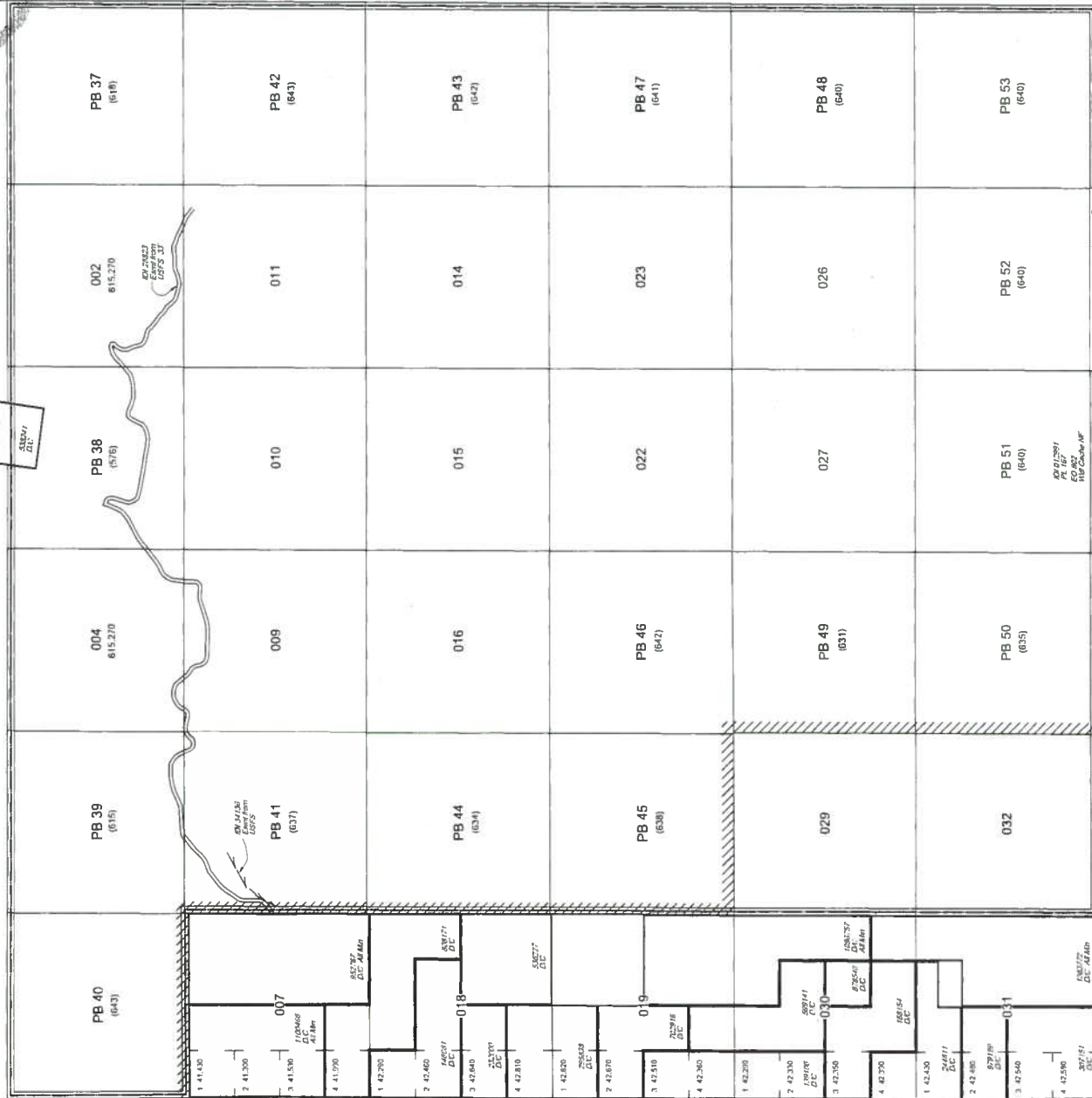
Boise Mer
S
R 41 E

PARTIALLY SURVEYED TOWNSHIP 15 SOUTH RANGE 41 EAST OF THE BOISE MERIDIAN, IDAHO

Partial Platification Diagram No. 431 approved 1/27/1991 (Cancelled)
Platification Diagram approved 04/31/1988

BEAR LAKE COUNTY 007
FRANKLIN COUNTY 041

IDAHO FALLS DISTRICT SEC 15
N 87° 57' 51" E
S 82° 21' 42" W



DISCLAIMER:
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U.S. Bureau of Land Management Idaho State Office
1307 S. Vinland Way Boise, Idaho 83709
(208) 375-4000

North Arrow

Scale in feet
0 1000 2000 4000

Scale in meters
0 300 600 1200

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS			
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SO 12/11/1907 Wm USFS Adm S Club River Rpt 51a
Sec 5. MAB

PLO 1445 07/12/1957 Wm USFS Roadside Zone, all land
lying within 100' of center of Franklin Basin Idaho Rd
Sec 2. N2SW, SESW
Sec 3. N2SW
Sec 4. S2SW
Sec 5. S2SW
Sec 6. W2NW
Sec 7. W2NE
Sec 8. W2NE
Sec 9. W2NE
Sec 10. W2NE
Sec 11. W2NE
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Sec 26. W2NE
Sec 27. W2NE
Sec 28. W2NE
Sec 29. W2NE
Sec 30. W2NE
Sec 31. W2NE
Sec 32. W2NE

DOI 01/29/91 Plat PL 187 Act of Cong 07/23/1955
completed 08/07/1962. All surface right by USFS
Due to contraction diagram (04/01/1998) HES 87 is now
partially located in Township 15S 41E

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

FILE REF: 0000150541 UCMA100000000	BY: 17M
CONVERTED TPT: 09/03/2009	BY: JCB
LAST UPDATED: 11/09/2010	CHOC #2:
CHOC #1:	November 8, 2010
POSTED TO PUBLIC RECORDS:	BY:
PUBLIC LAND SURVEY SYSTEM (PLSS)	BLM GCS ACQUIRED: 04/06/2005
OTHERS:	OTHERS:
PROJECTED COORDINATE SYSTEM:	UTM ZONE 12N, NAD 83
NOTES:	
USE PLATS:	

By the
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