

JAN 20 2026

By _____

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Clerk

Deputy Clerk

**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

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**A. Subcase 67-15209
(Insert water right number)**

Case No. 39576

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**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:

Mark Widerschein - (202) 532-5803
Michelle Ramus - (202) 514-2598
Katharine Laubach - (202) 305-8568

United States Department of Justice
Environment and Natural Resource Division
Natural Resources Section
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20044-7611

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

Name: Cody & Britney Chandler
Address: 1151 Devils Elbow Rd
Weiser, ID 83672-5501

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:

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:

10. **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):

This claim should not exist. There is no evidence that Claimants Cody & Britney Chandler ("Chandler") or their predecessors-in-interest satisfied the test for a valid appropriation of water where point(s) of diversion and/or place(s) of use are designated on federal public land. *Joyce Livestock Co. v. United States*, 156 P.3d 502 (Idaho 2007), 55-10135.

Chandler does not have a valid water right with the elements claimed. Chandler did not acquire Gallant's base property and therefore did not acquire any historical beneficial use of water that may have been appurtenant to Gallant's base property. IDWR's amended Director's Report changing the claimant name from Gallant to Chandler still defines that this claim is appurtenant to Gallant's base property which Chandler did not acquire. While Chandler does not have a valid water right for the reasons stated below, Chandler could have a priority date no earlier than the date of his grazing permit on the relevant federal land.

The claim is to developed water licensed and decreed to BLM under 67-07270 with 03-25-1976 priority. Strawberry Spring is a BLM development (Proj #305329) located on private land within T16N, R02W, S21, NWSE (not owned by Gallant or Chandler) and BLM has a 1973 easement to the spring (whereas Gallant/Chandler do not). BLM has legal access to the POD. Gallant/Chandler do not have legal access to the POD.

IDWR recommended the POD & POU for 67-15209 within T16N, R02W, S21, SWSE (BLM), which is where the POU is located (i.e., trough), therefore any use of water within the SWSE (away from the POD) is developed water made use of pursuant to BLM's 1976 license. Water that is already appropriated is not subject to appropriation by another user. *Cantlin v. Carter*, 88 Idaho 179, 187, 387 P.2d 761, 766 (1964). Claimant does not have authorization to convey private water through BLM's facility.

The United States also references and incorporates its objection to Gallant filed on August 8, 2022, and reserves the right to identify additional bases for its objections and to object to all other elements of this claim to ensure that additional issues that arise during field investigations, discovery, negotiations, or otherwise can be addressed by the Court during adjudication.

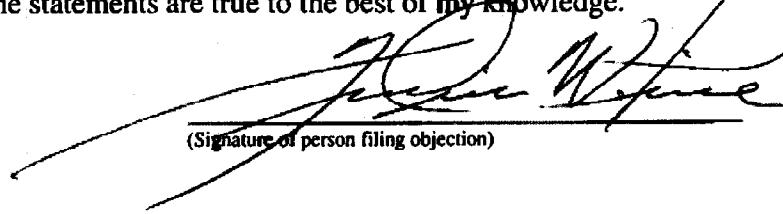
F.

VERIFICATION (Must be Completed)

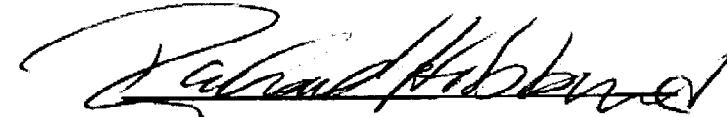
State of Idaho)
) ss.
County of ADA)

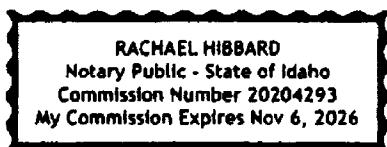
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)

Subscribed and sworn to before me on: 1-16-2026





Notary Public for State of Idaho
Residing at: Idaho
My Commission Expires: 11-16-2026


(Attorney signing in representative capacity)

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 Jan 16, 2026, 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:

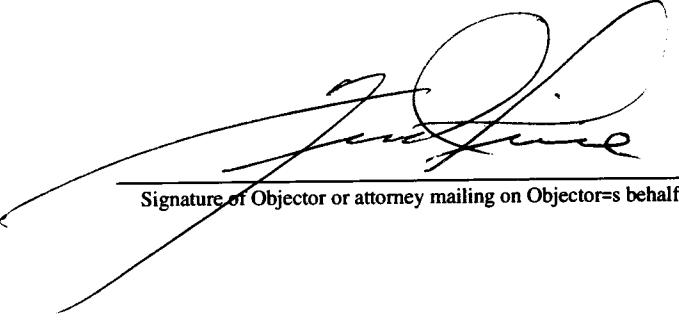
Name: Cody & Britney Chandler
Address: 1151 Devils Elbow Rd
Weiser, ID 83672-5501

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 83720
Boise, ID 83720-0010

United States Department of Justice
Environment and Natural Resource Division
Natural Resources Section
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20044-7611


Signature of Objector or attorney mailing on Objector=s behalf

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

RIGHT NUMBER: 67-15209

NAME AND ADDRESS: BRITNEY CHANDLER
1151 DEVILS ELBOW RD
WEISER ID 83672-5501

CODY CHANDLER
1151 DEVILS ELBOW RD
WEISER ID 83672-5501

GARY GALLANT
1667 GOODRICH RD
COUGNOL ID 83612-5252

SOURCE: STRAWBERRY SPRING TRIBUTARY: WEISER RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 03/01/1951

POINT OF DIVERSION: T16N R02W S21 SWSE Within ADAMS County

This right does not grant any right-of-way or easement across the land of another.

PURPOSE AND PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	01/01 12/31	0.020 CFS

The period of use under this water right is limited to the period of use authorized by the United States for grazing on Federal land as described in the applicable grazing permit, annual operating instructions, and other controlling documents.

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE: STOCKWATER in ADAMS County
T16N R02W S21 SWSE

This right is appurtenant to the base property described below:
T15N, R02W, S15, SENE, NESE and SESE.

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

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Parcel No. Parcel No. RP15N02W151800 for Base Property.

TOWNSHIP 16 NORTH RANGE 2 WEST OF THE BOISE MERIDIAN, IDAHO

WASHINGTON COUNTY 087

BASE DISTRICT SEC. 3

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C. H. COOKE - BEING EIGHTH
LAND AND MINERAL TITLES

This map shows a river system with various monitoring stations labeled 001 through 036. The map includes a coordinate grid, a north arrow, and a scale bar. Each station is marked with a box and a label, and some stations have additional text and symbols indicating specific monitoring parameters like 'Flow', 'Depth', 'DC', and 'T'.

Key features and labels include:

- Coordinate System:** The map is bounded by 30.900 N to 31.100 N and 106.500 E to 106.700 E.
- Scale:** 1:25,000
- North Arrow:** Located in the top right corner.
- Stations:**
 - 001: 30.900 N, 106.500 E
 - 002: 30.900 N, 106.500 E
 - 003: 30.900 N, 106.500 E
 - 004: 30.900 N, 106.500 E
 - 005: 30.900 N, 106.500 E
 - 006: 30.900 N, 106.500 E
 - 007: 30.900 N, 106.500 E
 - 008: 30.900 N, 106.500 E
 - 009: 30.900 N, 106.500 E
 - 010: 30.900 N, 106.500 E
 - 011: 30.900 N, 106.500 E
 - 012: 30.900 N, 106.500 E
 - 013: 30.900 N, 106.500 E
 - 014: 30.900 N, 106.500 E
 - 015: 30.900 N, 106.500 E
 - 016: 30.900 N, 106.500 E
 - 017: 30.900 N, 106.500 E
 - 018: 30.900 N, 106.500 E
 - 019: 30.900 N, 106.500 E
 - 020: 30.900 N, 106.500 E
 - 021: 30.900 N, 106.500 E
 - 022: 30.900 N, 106.500 E
 - 023: 30.900 N, 106.500 E
 - 024: 30.900 N, 106.500 E
 - 025: 30.900 N, 106.500 E
 - 026: 30.900 N, 106.500 E
 - 027: 30.900 N, 106.500 E
 - 028: 30.900 N, 106.500 E
 - 029: 30.900 N, 106.500 E
 - 030: 30.900 N, 106.500 E
 - 031: 30.900 N, 106.500 E
 - 032: 30.900 N, 106.500 E
 - 033: 30.900 N, 106.500 E
 - 034: 30.900 N, 106.500 E
 - 035: 30.900 N, 106.500 E
 - 036: 30.900 N, 106.500 E
- Annotations:** The map includes several annotations such as 'Flow', 'Depth', 'DC', 'T', and 'Flow & Depth DC T' at various stations.
- Grid:** A grid is overlaid on the map to facilitate reading coordinates.

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

SCALE in miles
0 10 20 30

SCALE in feet
0 1000 2000

SCALE in meters
0

1

Land Management - Idaho
1. Verned Way Boise, Idaho
(208) 373-4000

10

This plot is a graphic display of the Bureau of Land Management (BLM) Recorded Title and Boundary survey data. Plots are based on the most recent survey data available. The survey data may have been affected by natural movements of the earth or other bodies of water. Refer to cadastral surveys for official information.

PROTECTED DOCUMENTATION # 9161		0111 ZONE 111, TWO 1980
NOTER:		
LINE PLATE:		

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

EDN 98012 Det. Pl. 197 (Act of Cong) 07/23/1945) comprised
04461/1951. All NF surface flights by USFS.

EDN 95075. PWY Res 107. ECP 04/17/1925; Whidbey Public
Land containing a spring or waterhole from eastward.
Land containing a stream or water, USFS lands, 15 1/2 miles to 0600 E.
20 1/4 miles (1969).

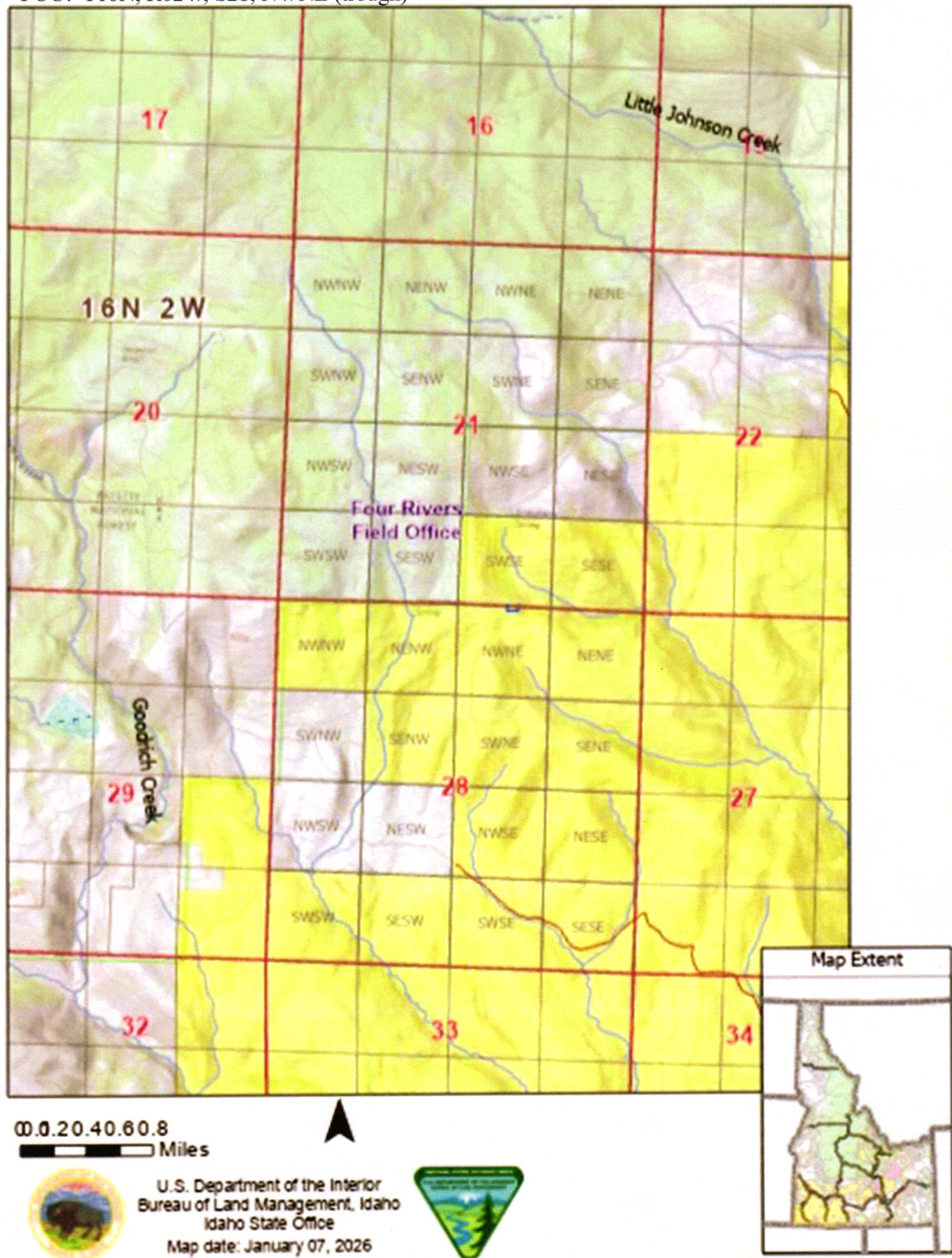
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

18 N

BLM Project #305329 (Strawberry Spring & Trough)

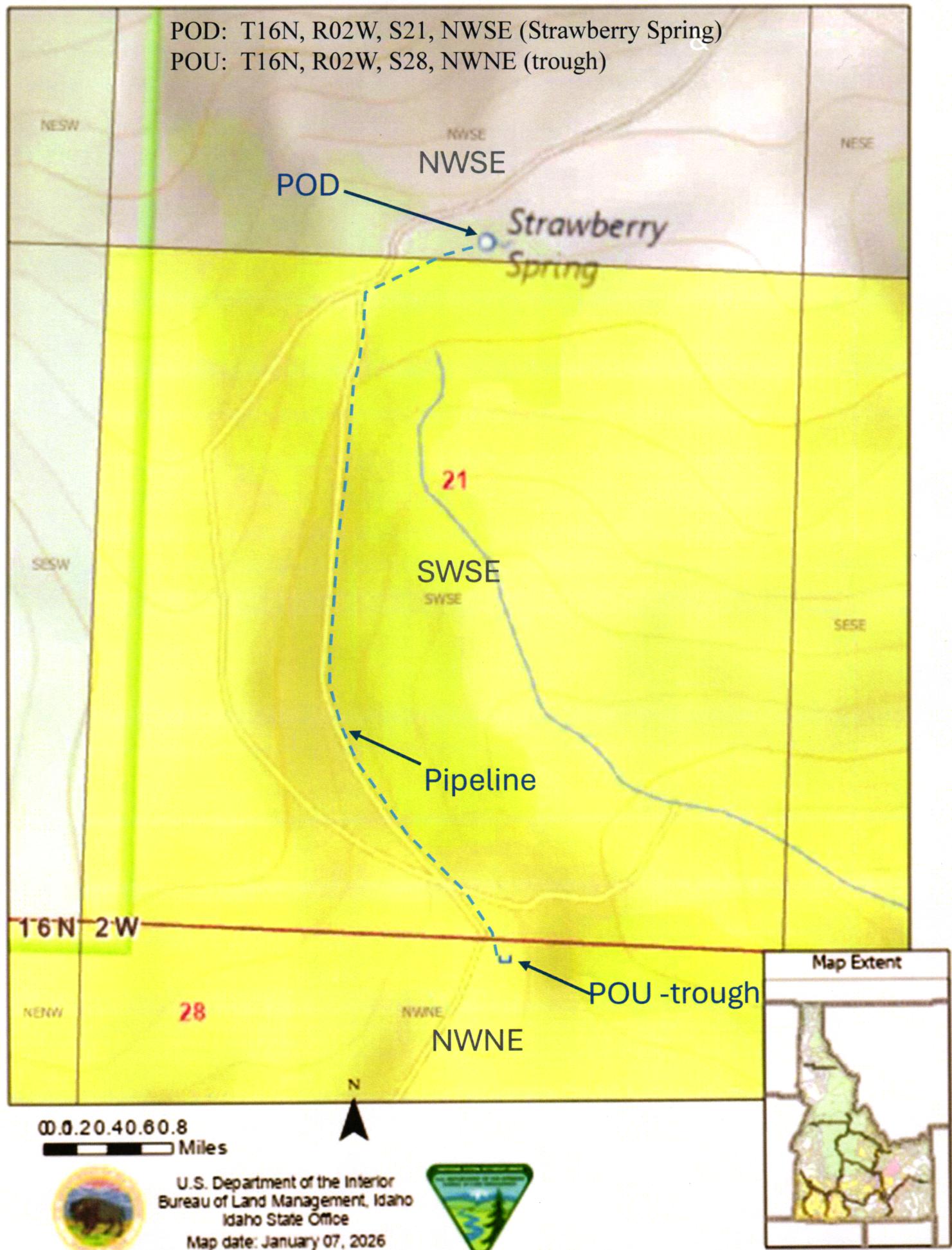
POD: T16N, R02W, S21, NWSE (Strawberry Spring)

POU: T16N, R02W, S28, NWNE (trough)



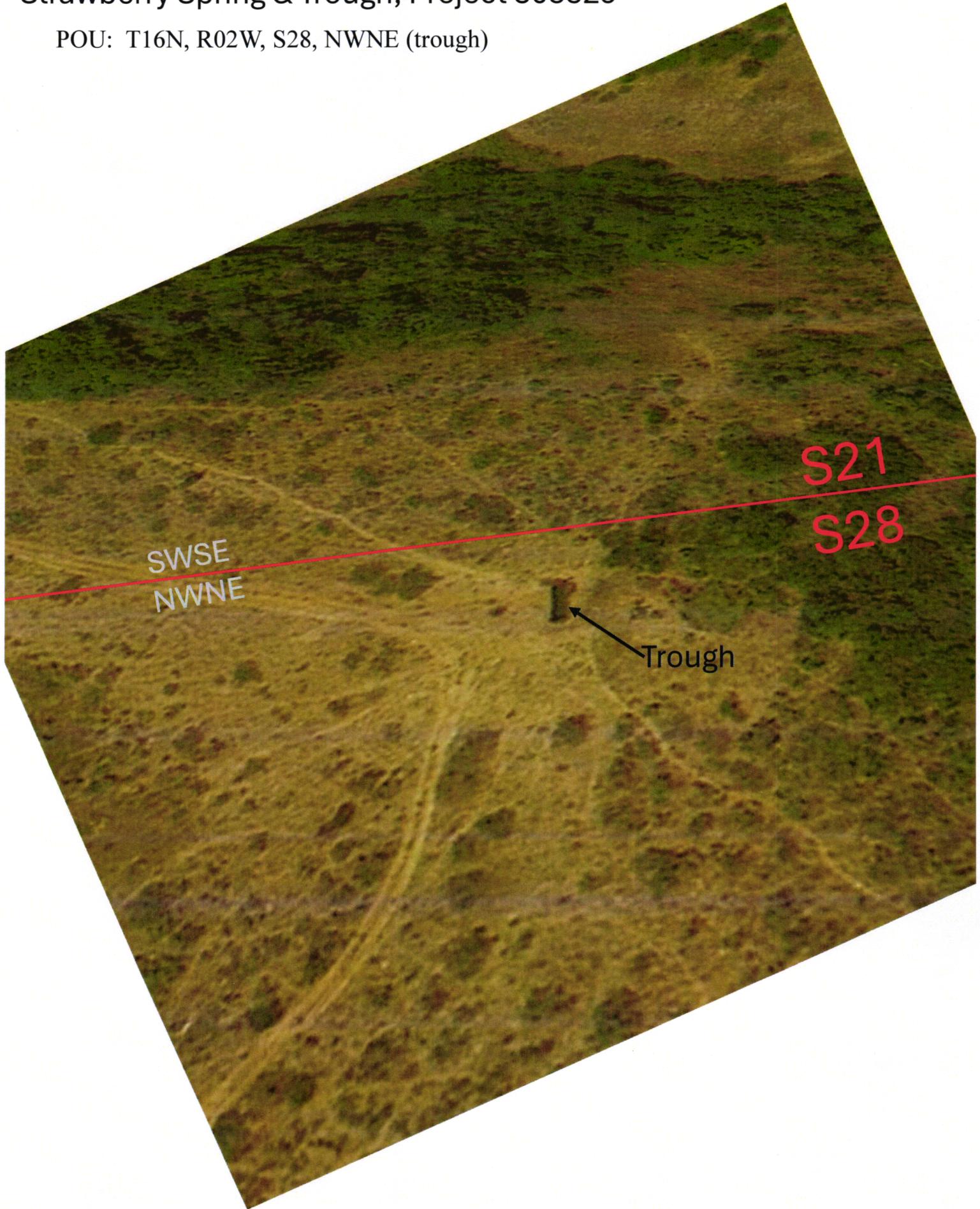
BLM Project #305329 (Strawberry Spring & Trough)

POD: T16N, R02W, S21, NWSE (Strawberry Spring)
POU: T16N, R02W, S28, NWNE (trough)



Strawberry Spring & Trough, Project 305329

POU: T16N, R02W, S28, NWNE (trough)



Strawberry Spring & Trough, Project 305329
POU: T16N, R02W, S28 NWNE (trough)

Trough

