

COPY

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

A Subcase 21-4011

Case No. 35976

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Frank L. Vandersloot

Address: c/o Melaleuca, Inc., 3910 S. Yellowstone Hwy.

Idaho Falls, ID 83402

Daytime Phone: 208-522-0700

Name & Address of Attorney, if any:

Kent W. Foster

Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130

Idaho Falls, ID 83405-0130

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

Name: Frank L. Vandersloot

Address: c/o Melaleuca, Inc., 3910 S. Yellowstone Hwy.

Idaho Falls, ID 83402

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: Frank L. Vandersloot
2. ☒ **Source**
Should be: Strong Creek, Tributary to Henry's Fork
3. ☒ **Quantity**
Should be: 1.250 cfs/30.00 acre feet per annum
4. ☒ **Priority Date**
Should be: May 1, 1957
5. ☒ **Points of Diversion**
Should be: NWNESE, Sec. 17, T9N., R43E. and SWNWSE, Sec. 17, T9N., R43E.
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: Irrigation, Irrigation Storage, Irrigation from Storage and Fish Propagation Storage and Recreation
8. ☒ **Period of Year**
Should be: Fish Propagation Storage - 1/1 to 12/31, Irrigation from Storage - 4/1/ to 11/1, Irrigation - 4/1 to 11/1, Irrigation Storage - 1/1 to 12/31, Recreation - 5/1 to 10/31
9. ☒ **Place of Use**
Should be: _____

Use	Sec.	Township	Range	Acres	Quarter-Quarters
Irrigation	17	9N.	43E.	20	SWNE
				11	NWSW
				10	SWSW
				9	SESW
				10	NESE

				12	NWSE
				8	SWSE
				6	SESE
	20	9N.	43E.	12	NENW
				12	NWNW

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): The evidence indicates this dam, reservoir, storage and the uses have continued since the claimed priority date through the present time. Applicant does not understand why the Department concluded no beneficial use had been found.

VERIFICATION

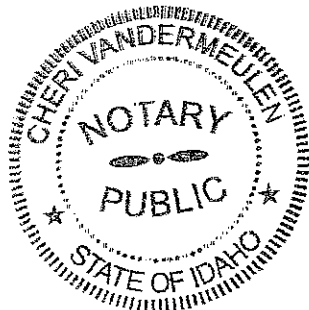
State of Idaho)
)ss.
 County of Bonneville)

Kent W. Foster, duly sworn, upon oath, deposes and says:

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.


 Kent W. Foster

Subscribed and sworn to before me on this 20th day of March, 2006.




 Notary Public for Idaho
 Residing at: Idaho Falls, ID
 My Commission Expires: July 7, 2009

CERTIFICATE OF MAILING

I hereby certify that on the 20th day of March, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

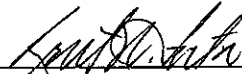
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

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



Kent W. Foster

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