

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 21-76A; 21-133A
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: The Salisbury Corporation

Address: 5518 The Toledo

Long Beach, California 90803

Daytime Phone: (562) 439-1745

Name & Address of Attorney, if any:

C. Timothy Hopkins

P. O. Box 51219

Idaho Falls, Idaho 83405-1219

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

Name: The Salisbury Corporation

Address: 5518 The Toledo

Long Beach, California 90803

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: 21-76A (See attached Exhibit A)
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: 21-76A and 21-133A (See attached Exhibit A)
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 OBJECTIONS(S): The reanalysis of IDWR
attached as Exhibit A.

F.

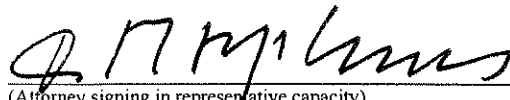
VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Bonneville)

C. Timothy Hopkins, 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)

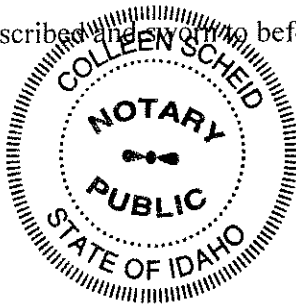


(Attorney signing in representative capacity)

C. Timothy Hopkins, General Counsel
The Salisbury Corporation

Subscribed and sworn to before me on:

May 24, 2006





Notary Public for Idaho

Residing at: Idaho Falls

My Commission Expires: 8-12-08

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 May 24th, 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
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

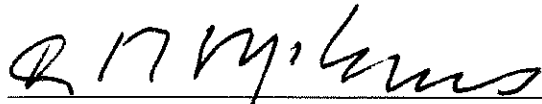
Name: The Salisbury Corporation
Address: 5518 The Toledo
Long Beach, California 90803

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

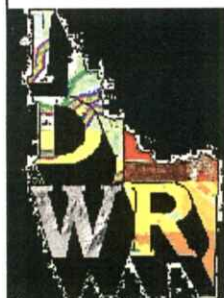
United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

EXHIBIT A



Idaho Department of Water Resources

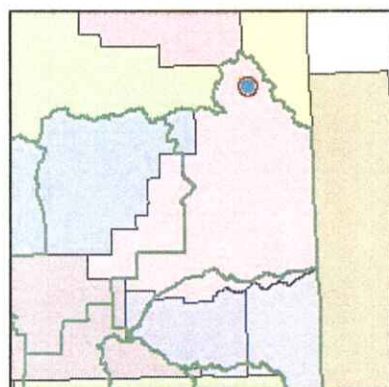
SRBA Recommendation:

21-76A

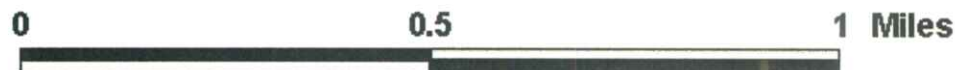
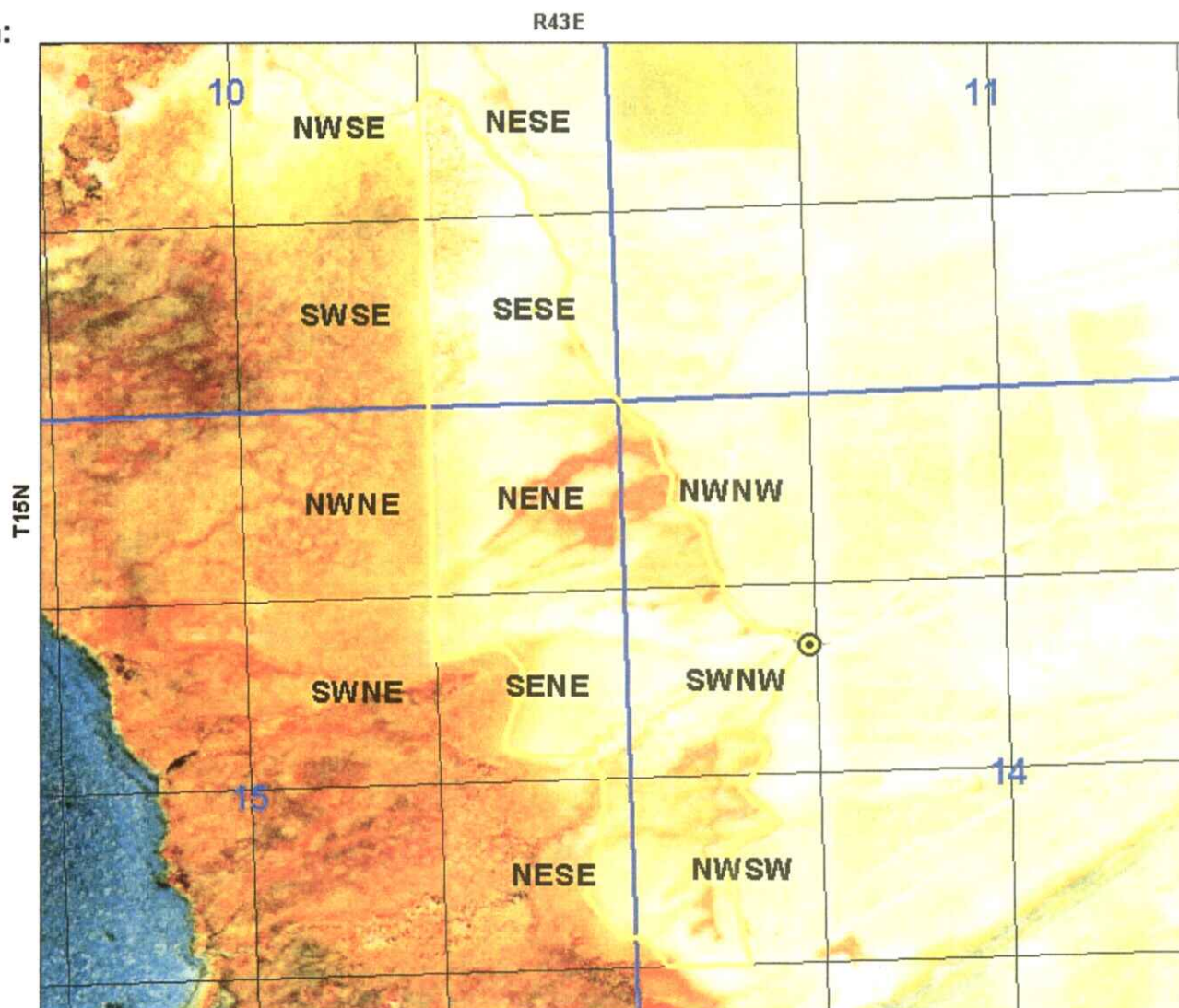
21-133A.

Legend

- ⊙ Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Fremont County
IDWR Basin 21



Prepared by E. Carlsen
On Wednesday, April 26, 2006
1987/88 Aerial Photography

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

RIGHT NUMBER: 21-76A

NAME AND ADDRESS:

THE SALISBURY CORP
5518 THE TOLEDO
LONG BEACH CA 90803

THE SALISBURY CORP
3940 HWY 87
ISLAND PARK ID 83429

SOURCE: Source:
HOWARD CREEK

Tributary:
HENRYS FORK

QUANTITY: 2.300 CFS ~~1.630 CFS~~

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION:

T15N R43E S14 NESWNW
Within FREMONT County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	05/01 10/31	<u>2.300 CFS</u> ~~1.630 CFS~~

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

PLACE OF USE:

IRRIGATION

within FREMONT County

T15N R43E S10 NESE 10.0

T15N R43E S10 SESE 31.0

T15N R43E S14 NWNW 12.0

T15N R43E S14 SWNW 29.0

T15N R43E S14 NWSW 23.0

T15N R43E S15 NENE 40.0

T15N R43E S15 SENE 27.0

T15N R43E S15 NESE 5.9

~~T15N R43E S10 SWSW 28.0~~

~~T15N R43E S10 SESE 40.0~~

~~T15N R43E S10 SWSE 40.0~~

~~T15N R43E S14 NWNW 40.0~~

~~T15N R43E S14 SWNW 40.0~~

~~T15N R43E S14 NWSW 40.0~~

~~T15N R43E S15 NENE 40.0~~

~~T15N R43E S15 SESE 40.0~~

~~T15N R43E S15 SENE 40.0~~

~~T15N R43E S15 NENW 40.0~~

~~T15N R43E S15 NESE 40.0~~

177.9 ACRES TOTAL

~~468 ACRES TOTAL~~

Right Nos. 21-76A and 21-133A are limited to the irrigation of a combined total of 177.9 acres in a single irrigation season.

~~The rights listed below are limited to the irrigation of a combined total of 468 acres in a single irrigation season. Combined Right Nos. 21-36A, 21-76A, 21-77A, 21-133A~~

~~This right is limited to the irrigation of 245 acres within the place of use described above in a single irrigation season.~~

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

RIGHT NUMBER: 21-133A

NAME AND ADDRESS:

THE SALISBURY CORP
3940 HWY 87
ISLAND PARK ID 83429

THE SALISBURY CORP
5518 THE TOLEDO
LONG BEACH CA 90803

SOURCE:

Source:
HOWARD CREEK

Tributary:
HENRYS FORK

QUANTITY: 5.170 CFS

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:

T15N R43E S14 NESWNW
Within FREMONT County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	05/01 10/31	5.170 CFS

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

PLACE OF USE: IRRIGATION within FREMONT County

	~~T15N R43E S10 GWSW 28.0~~
	~~T15N R43E S10 SESW 40.0~~
<u>T15N R43E S10 NESE 10.0</u>	
	~~T15N R43E S10 SWSE 40.0~~
<u>T15N R43E S10 SESE 31.0</u>	
<u>T15N R43E S14 NWNW 12.0</u>	~~T15N R43E S14 NWNW 40.0~~
<u>T15N R43E S14 SWNW 29.0</u>	~~T15N R43E S14 SWNW 40.0~~
<u>T15N R43E S14 NWSW 23.0</u>	~~T15N R43E S14 NWSW 40.0~~
<u>T15N R43E S15 NENE 40.0</u>	
	~~T15N R43E S15 NWNE 40.0~~
	~~T15N R43E S15 SWNE 40.0~~
<u>T15N R43E S15 SENE 27.0</u>	~~T15N R43E S15 SENE 40.0~~
	~~T15N R43E S15 NENW 40.0~~
<u>T15N R43E S15 NESE 5.9</u>	~~T15N R43E S15 NESE 40.0~~

177.9 ACRES TOTAL

~~468 ACRES TOTAL~~

Right Nos. 21-76A and 21-133A are limited to the irrigation of a combined total of 177.9 acres in a single irrigation season.

~~The rights listed below are limited to the irrigation of a combined total of 468 acres in a single irrigation season. Combined Right Nos. 21-36A, 21-76A, 21-77A, 21-133A~~

~~This right is limited to the irrigation of 258.5 acres within the place of use described above in a single irrigation season.~~

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed