

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Subcase 63-2731
(Insert water right number)

In Re SRBA)
)
Case No. 39576)
)
)
)
)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

NAME AND ADDRESS OF PERSON OBJECTING

Name: J. R. Simplot Company

Address: P. O. Box 27

Boise, Idaho 83707

Daytime Phone: 208-336-2110

Name & Address of Attorney, if any:

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: J. R. Simplot Company

Address: 999 Main Street, Suite 1300

PO Box 27

Boise, ID 83707

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: J. R. Simplot Company, C/O Terry Uhling 999 Main Street,
Suite 1300, PO Box 27, Boise, ID 83707

2. ☐ **Source**

Should be: _____

3. ☒ **Quantity**

Should be: 10.52 cfs

4. ☐ **Priority Date**

Should be: _____

5. ☒ **Point(s) of Diversion**

Should be:

Township	Range	Section	Quarter Quarter
4N	3W	20	SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$
			SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$
		18	SW $\frac{1}{4}$ SW $\frac{1}{4}$
			SE $\frac{1}{4}$ SW $\frac{1}{4}$
		19	NW $\frac{1}{4}$ NE $\frac{1}{4}$
			SE $\frac{1}{4}$ NE $\frac{1}{4}$
			SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$
			NE $\frac{1}{4}$ NW $\frac{1}{4}$
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$
			NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
			NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
	4W	13	SW $\frac{1}{4}$ SE $\frac{1}{4}$
		24	NE $\frac{1}{4}$ NW $\frac{1}{4}$

6. ☐ **Instream Flow Description**

Should be: _____

7. ☒ **Purpose(s) of Use**

Should be: Irrigation, Industrial and Stockwater

8. ☒ **Period of Year**

Should be: *Irrigation* from March 15 to November 15 (Inclusive); *Industrial* from January 1 to December 31 (Inclusive); *Stockwater* from January 1 to December 31 (Inclusive)

9. ☒ Place of Use
Should be:

Township	Range	Section	Quarter Quarter	Use	Acres (if irrigation)
4N	3W	17	NW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	5.0
			SW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	5.0
			NE ¹ / ₄ SW ¹ / ₄	Irrigation & Industrial	15.0
			NW ¹ / ₄ SW ¹ / ₄	Irrigation & Industrial	10.0
			SW ¹ / ₄ SW ¹ / ₄	Irrigation & Industrial	25.0
			SE ¹ / ₄ SW ¹ / ₄	Irrigation & Industrial	35.0
		18	NE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	35.0
			NW ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	15.0
			SW ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	15.0
			SE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	25.0
			NE ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	40.0
			NW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	40.0
			SW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	35.0
			SE ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	40.0
			NE ¹ / ₄ SW ¹ / ₄	Irrigation & Industrial	15.0
			NE ¹ / ₄ SW ¹ / ₄	Stockwater	
			NW ¹ / ₄ SW ¹ / ₄	Stockwater	
			SW ¹ / ₄ SW ¹ / ₄	Stockwater	
			SE ¹ / ₄ SW ¹ / ₄	Stockwater	
			NE ¹ / ₄ SE ¹ / ₄	Stockwater	
			NW ¹ / ₄ SE ¹ / ₄	Stockwater	
			SW ¹ / ₄ SE ¹ / ₄	Stockwater	
			SE ¹ / ₄ SE ¹ / ₄	Irrigation & Industrial	29.0
			SE ¹ / ₄ SE ¹ / ₄	Stockwater	
		19	NE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	25.0
			NE ¹ / ₄ NE ¹ / ₄	Stockwater	
			NW ¹ / ₄ NE ¹ / ₄	Stockwater	
			SW ¹ / ₄ NE ¹ / ₄	Stockwater	
			SE ¹ / ₄ NE ¹ / ₄	Stockwater	
			SE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	20.0
			NW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	30.0
			SW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	35.0
			SE ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	25.0
		20	NE ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	30.0
			NW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	30.0
			SW ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	25.0
			SE ¹ / ₄ NW ¹ / ₄	Irrigation & Industrial	30.0
	4W	12	SE ¹ / ₄ SE ¹ / ₄	Irrigation & Industrial	30.0
		13	NE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	40.0
			NW ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	35.0

			SW ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	30.0
			SE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	35.0
			SE ¹ / ₄ SW ¹ / ₄	Stockwater	
			NE ¹ / ₄ SE ¹ / ₄	Stockwater	
			NW ¹ / ₄ SE ¹ / ₄	Stockwater	
			SW ¹ / ₄ SE ¹ / ₄	Irrigation & Industrial	40.0
			SW ¹ / ₄ SE ¹ / ₄	Stockwater	
			SE ¹ / ₄ SE ¹ / ₄	Irrigation & Industrial	35.0
			SE ¹ / ₄ SE ¹ / ₄	Stockwater	
		24	NE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	30.0
			NE ¹ / ₄ NE ¹ / ₄	Stockwater	
			NW ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	30.0
			NW ¹ / ₄ NE ¹ / ₄	Stockwater	
			SW ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	20.0
			SW ¹ / ₄ NE ¹ / ₄	Stockwater	
			SE ¹ / ₄ NE ¹ / ₄	Irrigation & Industrial	40.0
			SE ¹ / ₄ NE ¹ / ₄	Stockwater	

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.

REASONS SUPPORTING OBJECTION(S):

The IDWR has informed the claimant that, based on information supplied as evidence to support the priority dates claimed for other water rights, an examination of the claimant's water systems will be scheduled to confirm the uses identified under those claims. This objection is being filed to preserve the ability to adjust those elements of this right that may need to be revised from the Director's Report based on the outcome of IDWR's pending analysis. For instance, until the IDWR conducts its examination, it would be premature to assign volumetric limits under this water right until the volume to be recommended by the IDWR for other claims to sources supplying this same water supply system is known. The claimant looks forward to cooperating with the IDWR in providing access to the water systems for the examination and will also assist the IDWR in supplying any available additional information that may be necessary for the recommendation of this water right.

VERIFICATION (Must be Completed)

State of IDAHO)
)ss.
County of ADA)

Terry T. Uhling, Vice President, Secretary and General Counsel of the J. R. Simplot Company, duly sworn, upon oath, deposes and says:

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.

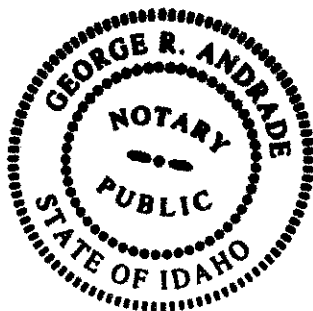
J. R. Simplot Company

(Signature of person filing objection)

By: [Signature]
Terry T. Uhling, Senior Vice President, Secretary
and General Counsel

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: JUNE 12, 2007



[Signature]
Notary Public for _____
Residing at: BOISE, ID
My Commission Expires: JUNE 13, 2012

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.

CERTIFICATE OF MAILING

I certify that on June 13, 2007, 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: J. R. Simplot Company
Address: PO Box 27
Boise, ID 83707

3. Copies to:

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

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

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

J.R. Simplot Company
By: Dick Conner, Director, LAND, Water &
Signature of Objector or attorney Asset Recovery
mailing on Objector's behalf