

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

Subcase 63-21541

(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: Simplot Livestock Co.

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: Simplot Livestock Co.

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

2. ☒ **Source**

Should be: Groundwater

3. ☒ **Quantity**

Should be: 0.67 cfs

4. ☒ **Priority Date**

Should be: January 1, 1935

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	NW¼NW¼	Irrigation & Industrial	5.0
			SW¼NW¼	Irrigation & Industrial	5.0
			NE¼SW¼	Irrigation & Industrial	15.0
			NW¼SW¼	Irrigation & Industrial	10.0
			SW¼SW¼	Irrigation & Industrial	25.0
			SE¼SW¼	Irrigation & Industrial	35.0
		18	NE¼NE¼	Irrigation & Industrial	35.0
			NW¼NE¼	Irrigation & Industrial	15.0
			SW¼NE¼	Irrigation & Industrial	15.0
			SE¼NE¼	Irrigation & Industrial	25.0
			NE¼NW¼	Irrigation & Industrial	40.0
			NW¼NW¼	Irrigation & Industrial	40.0
			SW¼NW¼	Irrigation & Industrial	35.0
			SE¼NW¼	Irrigation & Industrial	40.0
			NE¼SW¼	Irrigation & Industrial	15.0
			NE¼SW¼	Stockwater	
			NW¼SW¼	Stockwater	
			SW¼SW¼	Stockwater	
			SE¼SW¼	Stockwater	
			NE¼SE¼	Stockwater	
			NW¼SE¼	Stockwater	
			SW¼SE¼	Stockwater	
			SE¼SE¼	Irrigation & Industrial	29.0
			SE¼SE¼	Stockwater	
		19	NE¼NE¼	Irrigation & Industrial	25.0
			NE¼NE¼	Stockwater	
			NW¼NE¼	Stockwater	
			SW¼NE¼	Stockwater	
			SE¼NE¼	Stockwater	
			SE¼NE¼	Irrigation & Industrial	20.0
			NW¼NW¼	Irrigation & Industrial	30.0
			SW¼NW¼	Irrigation & Industrial	35.0
			SE¼NW¼	Irrigation & Industrial	25.0
		20	NE¼NW¼	Irrigation & Industrial	30.0
			NW¼NW¼	Irrigation & Industrial	30.0
			SW¼NW¼	Irrigation & Industrial	25.0
			SE¼NW¼	Irrigation & Industrial	30.0
	4W	12	SE¼SE¼	Irrigation & Industrial	30.0
		13	NE¼NE¼	Irrigation & Industrial	40.0
			NW¼NE¼	Irrigation & Industrial	35.0
			SW¼NE¼	Irrigation & Industrial	30.0

			SE¼NE¼	Irrigation & Industrial	35.0
			SE¼SW¼	Stockwater	
			NE¼SE¼	Stockwater	
			NW¼SE¼	Stockwater	
			SW¼SE¼	Irrigation & Industrial	40.0
			SW¼SE¼	Stockwater	
			SE¼SE¼	Irrigation & Industrial	35.0
			SE¼SE¼	Stockwater	
		24	NE¼NE¼	Irrigation & Industrial	30.0
			NE¼NE¼	Stockwater	
			NW¼NE¼	Irrigation & Industrial	30.0
			NW¼NE¼	Stockwater	
			SW¼NE¼	Irrigation & Industrial	20.0
			SW¼NE¼	Stockwater	
			SE¼NE¼	Irrigation & Industrial	40.0
			SE¼NE¼	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):

Information was supplied to the IDWR in connection with their request for evidence of priority for claims submitted in the SRBA related to a large water supply system. This claim is a component of that water supply system. Said information was supplied by the claimant to IDWR after the IDWR completed its 2006 field work season. Because of the accelerated schedule for submitting its Director's Report for the geographic scope covering this reporting area, IDWR advised Simplot that it did not have time to schedule an examination to verify the water uses claimed before the Director's Reporting deadline.

The IDWR has informed the claimant that, based on information submitted, an examination of the claimant's water systems will be scheduled to confirm the uses claimed. 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, Secretary, Simplot Livestock Co., 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.

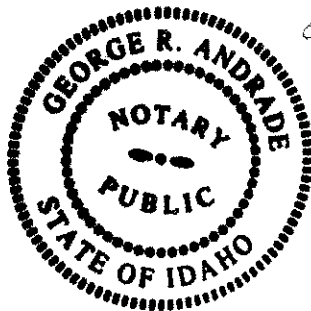
Simplot Livestock Co.

(Signature of person filing objection)

By: [Signature]
Terry T. Uhling, Secretary

(Attorney signing in representative capacity)

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



[Signature]
Notary Public for _____
Residing at: BOISE, IDAHO
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: Simplot Livestock Co.
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: Dic Combs, Director LAND, Water & Asset Recovery

Signature of Objector or attorney
mailing on Objector's behalf