

RECEIVED
NOV 13 2007
DEPARTMENT OF
WATER RESOURCES

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

73-11981

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: BARG FARM ENTERPRISES TRUST

Address: PO BOX 175

MAY, IDAHO 83253

Daytime Phone: (208) 940-1907

Name & Address of Attorney, if any:

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

Name: BARG FARM ENTERPRISES TRUST

Address: PO BOX 175

MAY, IDAHO 83253

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)). **SEE ATTACHED**

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: _____

11. 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): HISTORICALLY AND
TRADITIONALLY THIS WATER RIGHT HAS BEEN USED
AS CLAIMED ON APPLICATION. AFFIDAVITS FILED
WITH IDWR SHOW THIS USAGE AND
SUPPORT THIS WATER RIGHT CLAIM.

F.

VERIFICATION (Must be Completed)

State of Idaho)
County of Blaine) ss.

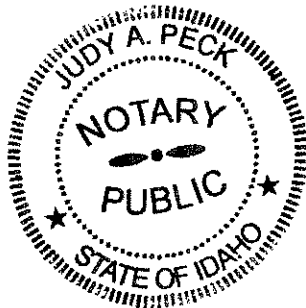
Billy Larson Gydesen, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Billy Gydesen
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: Nov. 5, 2007



Judy A. Peck
Notary Public for Idaho
Residing at: Carmen, Id
My Commission Expires: 7-31-2012

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.

G. CERTIFICATE OF MAILING

I certify that on 11/7, 19907, 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:

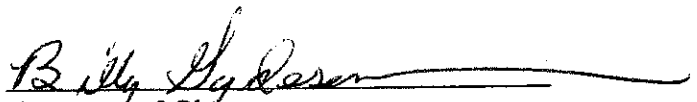
Name: BARG FARMS ENTERPRISES TRUST
Address: PO BOX 175
MAY IDAHO 83253

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


Signature of Objector or attorney
mailing on Objector's behalf

"POND" SPRING

08/31/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-11981

NAME AND ADDRESS: BAR G FARMS ENTERPRISES TRUST
PO BOX 175
MAY ID 83253

SOURCE: SPRING

TRIBUTARY: LITTLE MUD CREEK

QUANTITY: 2.750 CFS

PRIORITY DATE: 01/01/1911

POINT OF DIVERSION:

T14N R21E S1 NENE Within CUSTER County
T14N R21E S1 NWNE Within CUSTER County
T15N R21E S35 SESESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	2.250 CFS
STOCKWATER	01/01 12/31	0.500 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T15N R21E S34	NENE	8.00	T15N R21E S34	NWNE	30.00
T15N R21E S34	SWNE	40.00	T15N R21E S34	SENE	38.00
T15N R21E S34	NESE	20.00	T15N R21E S34	NWSE	40.00
T15N R21E S34	SWSE	38.00	T15N R21E S34	SESE	5.00
T15N R21E S35	SWNW	35.00	T15N R21E S35	SENW	3.00
T15N R21E S35	NESW	18.00	T15N R21E S35	NWSW	23.00

STOCKWATER same as IRRIGATION

298 ACRES TOTAL

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

RIGHT NOT CLAIMED IN PRIOR ADJUDICATION: This is included for a claim that is PROPOSED to be disallowed because rights to water from the source claimed were determined in a prior general adjudication, the right was not decreed in the prior adjudication, and the claim cannot be recommended based upon beneficial use.

RIGHT NOT CLAIMED IN PRIOR ADJUDICATION.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use