

**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 47-17450
Split from 47-17409

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau
of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: (208) 373-3831

Name & Address of Attorney, if any:

Jacob T. Haseman (202) 305-0240 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: Boulder Ridge Ranch, LLC

Address: 1434 Pole Line Road E.; Twin Falls, Idaho 83301

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

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:
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: See attached.

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):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land. . BLM objected to 47-17409 and it has since been split into 47-17450 and 47-17451. BLM's objection in 47-17409 continues in 47-17450 but not 47-17451.

E.

VERIFICATION (Must be Completed)

State of Idaho

)

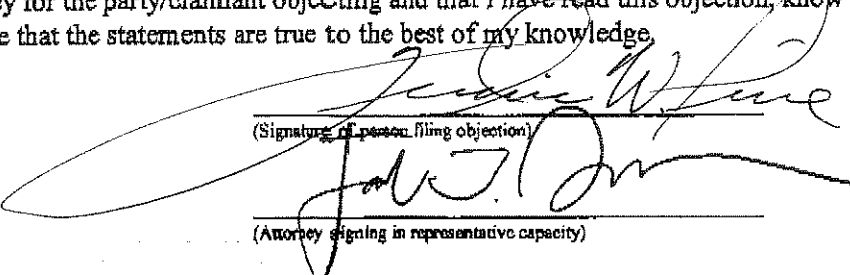
) ss.

County of ADA

)

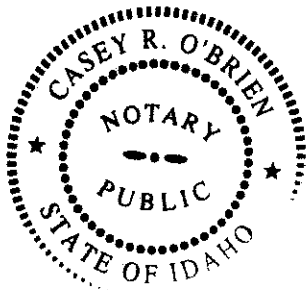
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)

Subscribed and sworn to before me on: December 21, 2007




Casey R. O'Brien

Notary Public for State of Idaho

Residing at: Nampa, ID.

My Commission Expires: 10-31-2009

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 Dec. 21, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

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

Name: Boulder Ridge Ranch, LLC
Address: 1434 Pole Line Road E.; Twin Falls, Idaho 83301

Name:
Address: ;

Name:
Address: ;

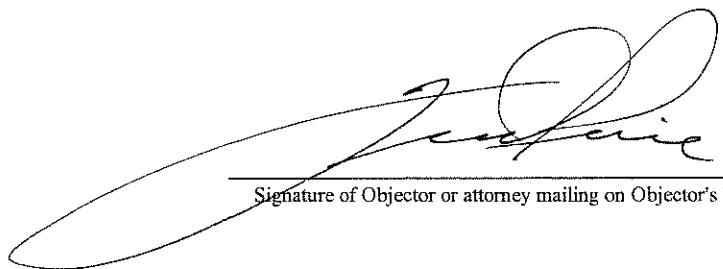
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. 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

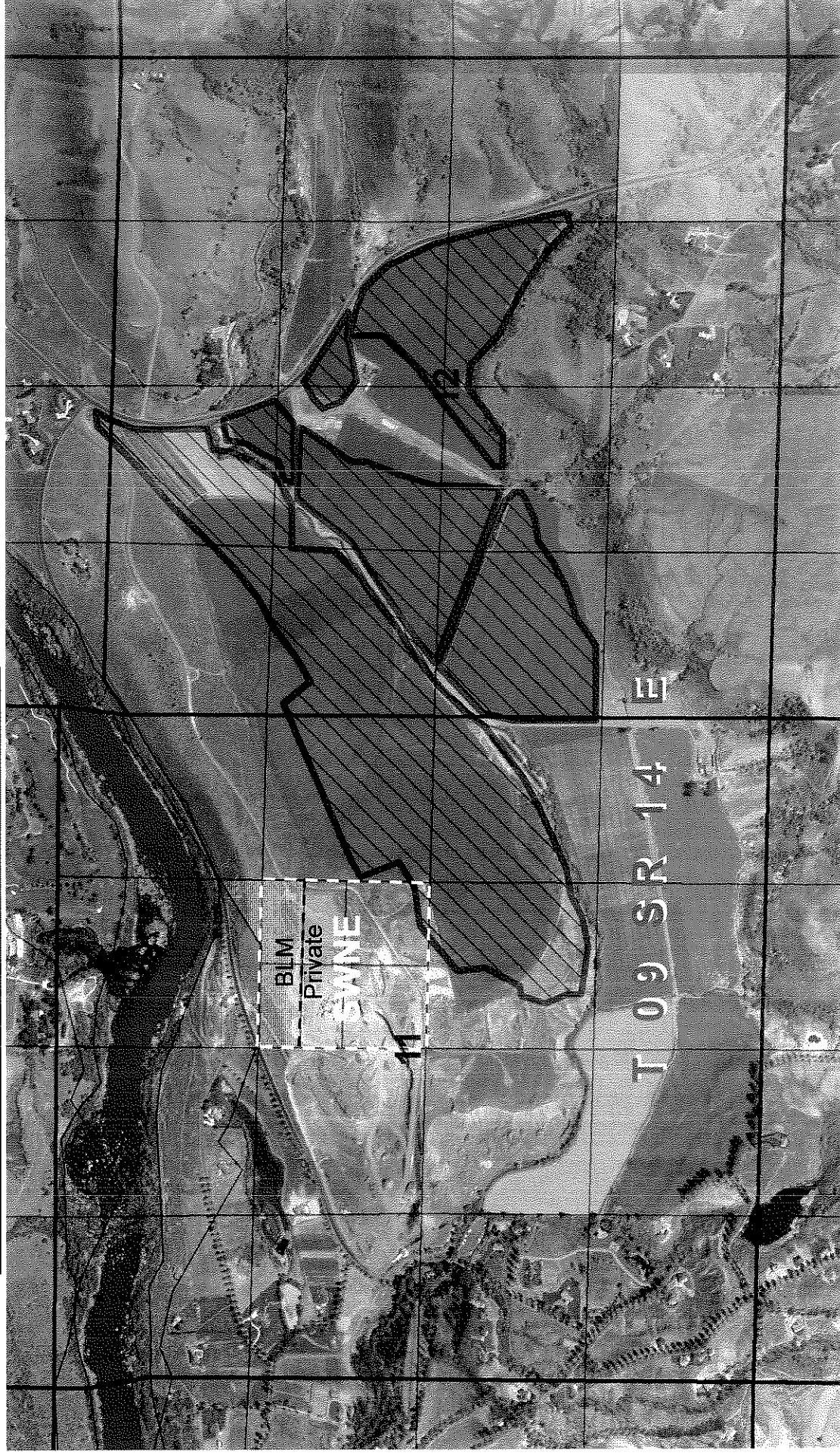


Signature of Objector or attorney mailing on Objector's behalf

47-17448, split from 47-02457
47-17450, split from 47-14909
Boulder Ridge Ranch LLC

Mixed POU:

- The POU T09S R14E S11 SWNE contains both private and public land.
- Please clarify such that only private land is intended by inserting the following language under Place of Use:
"Place of use does not include federal public lands."



11/7/2007

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
47-17409	BOULDER RIDGE RANCH LLC 1434 POLE LINE RD E TWIN FALLS ID 83301	Disallowed	Recommended as 47-17450 and 47-17451

11/07/2007

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

RIGHT NUMBER: 47-17450

NAME AND ADDRESS: BOULDER RIDGE RANCH LLC
1434 POLE LINE RD E
TWIN FALLS ID 83301

SOURCE: UNNAMED STREAM

TRIBUTARY: MUD CREEK

QUANTITY: 2.440 CFS

This right when combined with Twin Falls Canal Co shares shall provide no more than .02 cfs per acre.

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/18/1969

POINT OF
DIVERSION:

T09S R14E S12 SENENW Within TWIN FALLS County
T09S R15E S7 SESWNW Lot 2 Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	03/15 11/15	2.090 CFS
STOCKWATER	01/01 12/31	0.310 CFS

PLACE OF USE:

IRRIGATION in TWIN FALLS County

T09S R14E S01 Lot 10 SWSW	0.30	T09S R14E S11	SWNE	0.60	<i>mixed</i>
T09S R14E S11	SENE	23.00	T09S R14E S11	NESE	24.00
T09S R14E S11	NWSE	20.00	T09S R14E S12	SWNE	4.10 ✓
T09S R14E S12	NENW	20.00	T09S R14E S12 Lot 1 NWNW		1.70
T09S R14E S12	SWNW	33.00	T09S R14E S12	SENE	21.00
T09S R14E S12	NESW	12.00	T09S R14E S12	NWSW	32.00
T09S R14E S12	NWSE	0.70 ✓			

STOCKWATER in TWIN FALLS County

T09S R14E S12	SWNE	T09S R14E S12	SENE
T09S R14E S12	NESW	T09S R14E S12	NWSE

DOMESTIC in TWIN FALLS County

T09S R14E S12	SWNE
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192.4 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 192.4 acres in a single irrigation season. Combined Right Nos.: 47-17448 and 47-17450.

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

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Source is also known as Silo Creek.

This right is a split from former right 47-17409 .

This right is a split from former right 47-4340 .

Use of this right is combined with water from Twin Falls Canal Co.