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JAN 14 2009

Department of Water Resources
Adjudication Bureau

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 37-22129

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Point of Rocks Ranch LLC

Address: c/o John French
P.O. Box 9320
Ketchum ID 83340

Daytime Phone: (208) 726-1725

Name & Address of Attorney, if any:

James P. Speck
SPECK & AANESTAD
A Professional Corporation
P.O. Box 987
Ketchum, ID 83340

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

Name: Point of Rocks Ranch LLC

Address: 35 Hidden Valley Lane
Woodside, CA 94062

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: Point of Rocks Ranch LLC, P.O. Box 9320, Ketchum, ID 83340
2. ☒ **Source**
Should be: Groundwater
3. ☒ **Quantity**
Should be: 0.20 cfs
4. ☒ **Priority Date**
Should be: October 1, 1959
5. ☒ **Point(s) of Diversion**
Should be: NW1/4SE1/4 and SW1/4SE1/4, S.16, T.1S., R.20E., B.M., Blaine County, Idaho.
6. ☐ **Instream Flow Description**
Should be:
7. ☒ **Purpose(s) of Use**
Should be: Wildlife and recreation.
8. ☒ **Period of Year**
Should be: January 1 to December 31
9. ☒ **Place of Use**
Should be: NW1/4SE1/4 and SW1/4SE1/4, S.16, T.1S., R.20E., B.M., Blaine County, Idaho, for both wildlife and recreation uses.
10. **I object because:**
 - ☐ This water should not exist.
 - ☒ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): See information in claim file and the November 17, 2008 letter to Doug Jones from A.W. (Bill) Molyneux attached hereto as **Exhibit A.**

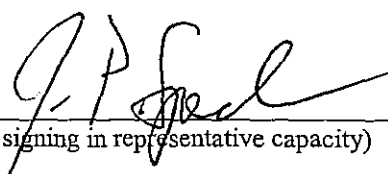
F. VERIFICATION (Must be completed)

State of Idaho)
) ss.
County of Blaine)

James P. Speck, being first 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.

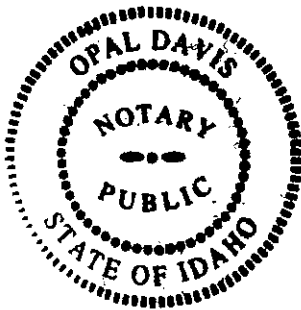
(Signature of person filing objection)

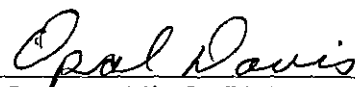


(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 12, 2009





Notary Public for Idaho

Residing at Rt 1, Box 1210, Fairfield ID 83322
My Commission expires 6/20/13

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 of the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 12, 2009, 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, Idaho 83303-2707

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

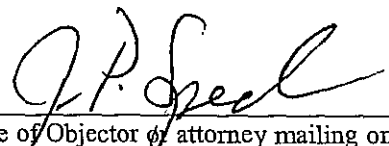
Name: Point of Rocks Ranch LLC
Address: c/o John French
P.O. Box 9320
ketchum, ID 83340

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
P. O. Box 44449
Boise, Idaho 83711-4449

United States Department of Justice
Environment and Natural Resource
Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney mailing on
Objector's behalf

November 17, 2008

1174 Gannett Picabo Rd.
Bellevue, ID 83313

Mr. Doug Jones
Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Subject: Beneficial Use Water Right Claim by Point of Rocks Ranch

Dear Mr. Jones:

I have been asked to comment on the hot water wells and springs on the Point of Rocks Ranch. My family purchased the ranch in the fall of 1952. At that time, there were natural hot water springs flowing year around into a wetland and then on into Silver Creek. In 1954 a weir was installed to measure the hot water flow and to determine the amount of water available.

Later, a series of wells were drilled at the spring site and used for irrigation. The first well was completed and put into use in 1959. A second well was drilled and put into use in 1960. These first two wells were later abandoned due to declining flows, after the current productive well was drilled and put into use.

After the wells were drilled and developed for irrigation use, the water table dropped and the springs went dry, diminishing the wetland when the wells were in use. This pattern continues to this day. During the off-season we directed the artesian flows from the wells into the wetland. This provided winter wildlife habitat and prevented the well head from freezing.

I believe those hot springs flowed freely year around for many centuries prior to the wells being drilled. The hot springs have not flowed since the wells were drilled and in use, and using the artesian flow from the wells during the winter has been and continues to be necessary to maintain the wetland and associated wildlife and recreation values.

Sincerely,

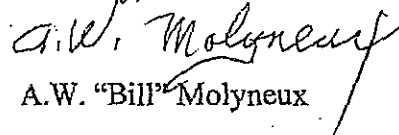

A.W. "Bill" Molyneux

EXHIBIT A