

**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 22-11776

Case No. 35976

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Sundown Property LLC, c/o Robert Bailie

Address: 8101 Vanguard Drive, Suite 300

Mechanicsville, VA 23111

Daytime Phone: 804-746-8711

Name & Address of Attorney, if any:

Robert L. Harris; Holden, Kidwell, Hahn & Crapo, PLLC

PO Box 50130

Idaho Falls, ID 83405-0130

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

Name: Sundown River Ranch, LLC

Address: 1025 S. Cook St.

Denver, CO 80209

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: Sundown Property LLC, c/o Robert Bailie
8101 Vanguard Drive, Suite 300
Mechanicsville, VA 23111
2. ☐ **Source**
Should be: Teton River
3. ☒ **Quantity**
Should be: 4.6 cfs
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Points of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: Irrigation
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: T5N., R44E., Section 12 - 20 acres SWNE, 36 acres SENW,
40 acres NESW, 20 acres NESE, 40 acres NWSE – Total 156 acres
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.

E. **REASONS SUPPORTING OBJECTION(S):** The historic place of use and diversion rate
are of great importance in the operation of the property described.

VERIFICATION (Must be Completed)

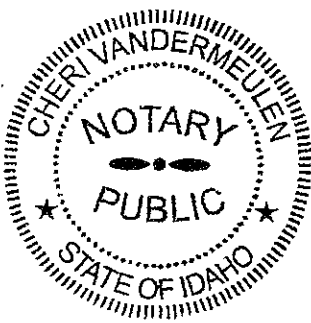
State of Idaho)
)ss.
County of Bonneville)

Robert L. Harris, duly sworn, upon oath, deposes and says:

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.

Robert L. Harris
Robert L. Harris, Attorney

Subscribed and sworn to before me this 6th day of June, 2009.



Cheri Vandermeulen
Notary Public for Idaho
Residing at: Idaho Falls, ID
My Commission Expires: July 7, ~~2009~~ 2013

G.

CERTIFICATE OF MAILING

I hereby certify that on this 5th day of June, 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, ID 83303-2707

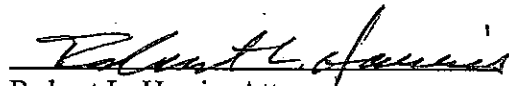
2. Copies to:

Sundown River Ranch, LLC
1025 S. Cook St.
Denver, CO 80209

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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
Environmental and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Robert L. Harris, Attorney

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