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RECEIVED
JUL 21 2009
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	)	Subcase 78-12329
	)	
Case No: 39576	)	STANDARD FORM 1
	)	OBJECTION
	)	

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTION

Name: Lightforce USA, Inc.; Attn: Jeff Huber
Address: 1040 Hazen Lane
Orofino, Idaho 83544
Daytime Phone: 208-476-9816

Name & Address of Attorney, if any:
Scott Rose
300 W. Main Street, Ste. 153
Boise, Idaho 83702

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

Name: Lightforce USA, Inc.; Attn: Jeff Huber
Address: 1040 Hazen Lane
Orofino, Idaho 83544
Daytime Phone: 208-476-9816

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

1. ☐ Name and Address

2. **XX** Source

Grouse Creek: Section 16

SE1/4	SE1/4
SW1/4	SE1/4
SE1/4	SW1/4
SW1/4	SW1/4

Grouse Creek: Section 15

SW1/4	SW1/4
SE1/4	SW1/4

3. **XX** Quantity

 Should be: 0.23 CFS for stock and 0.04 for the sheep herders.

4. **XX** Priority Date

 Section 16: 11-25-03 SESE
 Section 16: 11-3-1905
 Section 15: 1-17-1912

5. **XX** Point of Diversion

Grouse Creek: Section 16

SE1/4	SE1/4
SW1/4	SE1/4
SE1/4	SW1/4
SW1/4	SW1/4

Grouse Creek: Section 15

SW1/4	SW1/4
SE1/4	SW1/4

6. **XX** Instream Flow Beginning and Ending Point

 §15 NESE to §16 SESE

7. **XX** Purpose(s) of Use

 Should include domestic use by the sheep herders.

8. ☐ Period of Year

9. ☐ Place of Use

10. **XX** I object because the priority dates don not reflect actual date first put to beneficial use; quantity of use does not reflect the actual water use; to clarify the locations of the source and point of diversion; and because of domestic use by sheep herders.

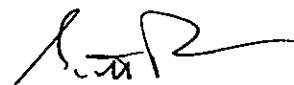
E. REASONS SUPPORTING OBJECTIONS(S): The historical documents indicate Section 16 SESE priority date of 11-25-03 and the rest of Section 16 has a priority date 11-3-1905 and Section 15 has a priority date of 1-17-1912. Historical continuous beneficial use prior indicates watering of more than 1000 sheep tended by sheep herders.

VERIFICATION

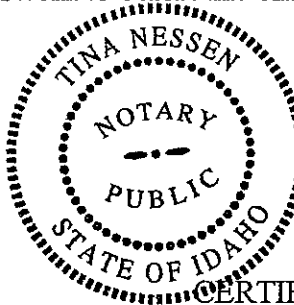
State of Idaho)
 ss:
County of ADA)

Scott Rose, duly sworn, upon oath, deposes and says:

That I am the attorney for Lightforce USA, Inc., the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

By: 
Scott Rose, Idaho Bar No.: 4197

Subscribed and sworn to before me on: The 20th day of July, 2009



Tina Nessen
Notary Public for Idaho
Residing at: Eagle
My Commission Expires: 5/13/14

G. **CERTIFICATE OF MAILING**

I certify that on the July 20, 2009, I mailed the original and copies of this objection, including all attachment, 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:

Lightforce USA, Inc.; Attn: Jeff Hueber
1040 Hazen Lane
Orofino, Idaho 83544

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environmental & Nat'l Resources Division
550 W Fort Street, MSC 033
Boise, Idaho 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of attorney