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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 78-12341
	)	
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
Should be: _____

2. ☐ Source
3. **XX** Quantity
Should not be limited to 13,000 gallons per day for stock water.
Should include 0.12 CFS for domestic.
4. **XX** Priority Date
Spring 6: Section 21
9-28-1916 NENW
11-08-1913 SENW
Spring 7:
11-08-1913 SENW
Spring 8:
9-28-1916 NENW
5. ☐ Point of Diversion
6. ☐ Instream Flow Beginning and Ending Point
7. **XX** Purpose(s) of Use
Should also include domestic.
8. ☐ Period of Year
9. ☐ Place of Use
Should also include NENW of Section 21 as a place of use.
10. **XX** I object because the 0.04 CFS should be no more than 26,000 gallons per day and because the historical records indicate a priority date of 1916 for the NENW springs. The 1000-plus sheep were tended by shepards, and therefore there should be 0.12 CFS for domestic.
- E. REASONS SUPPORTING OBJECTIONS(S): Historical continuous beneficial use from 1916 is gleaned from the historical data for NENW, and because the sheep were tended by sheep herders.

VERIFICATION

State of Idaho)

County of ADA

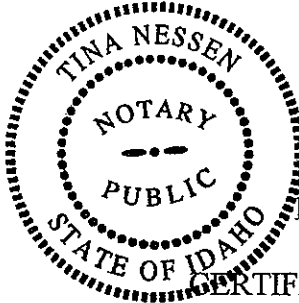
Scott Rose, duly sworn, upon oath, deposes and says:

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



Notary Public for Idaho

Residing at: Eagle

My Commission Expires: 5/3/4

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 #4197