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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 )  
Case No. 39576 )  
 )  
 )  
 )  
 )

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A. Subcase **2-103**  
(Insert water right number)  
**STANDARD FORM 1**  
**OBJECTION**  
**to IDWR's Aug. 12, 2011**  
**Amended Director's Report**

Please **print or type** the following information:

**B. NAME AND ADDRESS OF PERSON OBJECTING**

Name: **Black Mesa Farms LLC**  
Address: **PO BOX 82**  
**Glenns Ferry, Idaho 83623**  
Daytime Phone: **208- 366-7433**

Name & Address of Attorney, if any:  
**Michael C. Creamer**  
**GIVENS PURSLEY LLP**  
**P.O. Box 2720**  
**Boise, Idaho 83701**

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

Name: **Black Mesa Farms LLC**  
Address: **PO BOX 82**  
**Glenns Ferry, Idaho 83623**

**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: 8.54 cfs without combined diversion rate limitation
4. ☒ **Priority Date**  
Should be: February 25, 1963
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: Irrigation of 428 acres within a 3948 acre permissible place of use; should not be limited in combination with 2-2209B or 2-10300
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):** There is no basis for including combined diversion rate or place of use limitations in this water right. Other rights listed in the combined diversion rate and place of use limitations do not have the same limitations. 8.0 cfs of this right claimed by Black Mesa was incorrectly recommended to Cottonwood Canal Co. under right no. 2-10300. This right was developed under permit no. 30990 with a February 25, 1963 priority date. This right irrigates 428 acres owned by Black Mesa.

**F. VERIFICATION (Must be Completed)**

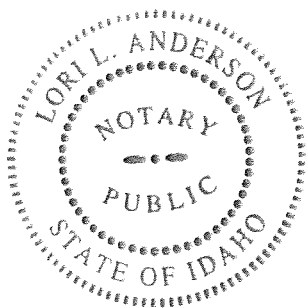
State of Idaho                    )  
                                          ) ss.  
County of Ada                    )

Michael C. Creamer, 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 responding 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)  
Michael C. Creamer  
\_\_\_\_\_  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: Sept. 8, 2011



Lori L. Anderson  
Notary Public for Idaho  
Residing at: Boise Idaho  
My Commission Expires: Aug 23, 2013

## 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 September 8<sup>th</sup>, 2011, I mailed the original and copies of this response, including all attachments, 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:

Name: Black Mesa Farms LLC  
Address: PO BOX 82  
Glenns Ferry, Idaho 83623

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  
PO Box 44449  
Boise, ID 83711-4449

United States Department of Justice  
Environment & Natural Resource Division  
550 West Fort Street, MSC 033  
Boise, ID 83724

Cottonwood Mutual Canal Co.  
Represented by Charles L. Honsinger  
455 S. Third St.  
P.O. Box 2773  
Boise, ID 83701-2773



Signature of Objector or attorney  
mailing on Objector's behalf