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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

)
) A. Subcase: 01-2050
)
) STANDARD FORM 1
) OBJECTION TO AMENDED
) DIRECTOR'S REPORT

B. NAME AND ADDRESS OF PERSON(S) OBJECTING:

Name: Milner Irrigation District
Address: 5294 E 3610 N
Murtaugh, Idaho 83344

Name and Address of Attorney:

Attorney Name: Travis L. Thompson / Paul L. Arrington
Attorney Address: Barker Rosholt & Simpson LLP
113 Main Ave W., Suite 303
P.O. Box 485
Twin Falls, Idaho 83303-0485
Attorney Phone: (208) 733-0700

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

Name: Milner Irrigation District
Address: 5294 E 3610 N
Murtaugh, Idaho 83344

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: ____

OBJECTION

2. ☐ **Source**
Should be: ____
3. ☐ **Quantity**
Should be: ____
4. ☐ **Priority Date**
Should be: ____
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: Limiting remark referencing use of right in conjunction with water right 1-17 to 9,033 acres should be removed. Alternatively, the acreage in the remark should be increased to 9,468 acres.
10. ☒ **Remarks**
Should be: see #9 above.
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):

Actual use of water right 1-2050 on lands within the Milner Irrigation District, consistent with the holding by the Idaho Supreme Court in *Bradshaw v. Milner Low Lift Irr. Dist.*, 85 Idaho 528 (1963).

F.

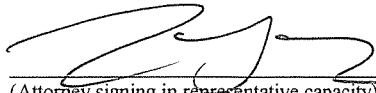
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Twin Falls)

TRAVIS L. THOMPSON, duly sworn, upon oath, deposes and says:

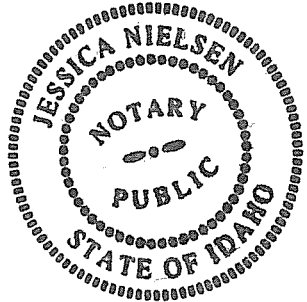
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)



(Attorney signing in representative capacity)

Subscribed and sworn to before me on: December 9, 2011



Jessica Nielsen
Notary Public for Idaho
Residing at: Twin Falls
My Commission Expires: 4/3/12

OBJECTION

CERTIFICATE OF MAILING

I certify that on December 9th, 2011, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant and parties who filed the objections at the following address:

Name: Milner Irrigation District
Address: 5294 E 3610 N
Murtaugh, Idaho 83344

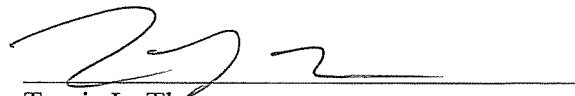
3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 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 & Natural Resources Division
550 West Fort Street, MSC 033
Boise, Idaho 83724

Candice McHugh
Racine Olson
101 S. Capitol Blvd., Suite 300
Boise, Idaho 83702


Travis L. Thompson