

RECEIVED

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MAY 31 1994

DEPT. OF THE
ATTORNEY GENERAL

Attorneys for Nampa & Meridian Irrigation District,
Grindstone Butte Mutual Canal Company, Rim View Trout
Company and others

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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In Re the General Adjudication)
of Rights to the Use of Water)
from the Snake River Basin Water)
System)

The State of Idaho, ex rel. R.)
Keith Higginson in his official)
capacity as Director of the Idaho)
Department of Water Resources,)

Petitioner,)

-vs-)

The United States; the State of)
Idaho; and all claimants to the)
use of water from the Snake River)
Basin Water System,)

Respondents.)

Case No. A27-11374
(The water right you are
objecting to must be
inserted here)

OBJECTION

94-06-0048

INSTRUCTIONS

This form must be used to file an objection to a water
right recommended in the director's report. Only one
party/claimant may object to one water right per objection form.
To object to more than one water right, you must file a separate
objection form for each. Forms may be obtained from the Idaho

Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you do, the text must be on the front and back of each page exactly as it appears here. The objection must be received by the court on or before the deadline specified in the Notice of Filing the Director's Report that IDWR mailed to you. Follow the Instructions for Mailing this objection (Page 6) or the court will not accept it for filing. This form has been adopted by the court in SRBA Administrative Order 1 (amended June 21, 1993), Section 4, which may be consulted for further information.

Any party filing 25 or more objections must make an appointment with the Clerk of the SRBA Court.

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Party/Claimant objecting:

Name: See Attached List.
Address: c/o Ringert Clark Chartered
455 South Third Street
Boise, ID 83702
Mailing Address: P.O. Box 2773, Boise, ID 83701-2773
Phone: Work: (208) 342-4591

Briefly describe your interest in this water right:

These claimants all claim water rights for irrigation or commercial use within the Snake River Basin.

If this objection is filed by an attorney:

Attorney name: W. F. Ringert
Attorney Address: 455 S. Third, P.O. Box 2773
Boise, ID 83701-2773
Attorney Phone No.: (208) 342-4591

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

2. Owner of the water right. You must identify the owner exactly as it appears in the Director's Report:

Name: The claimant is the United States for use and benefit of the Shoshone-Bannock Tribes of the Fort Hall Indian Reservation.

Address: _____

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☒ Name and address: I object to the name and/or address of the owner of the water right.
2. ☒ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☒ the total quantity of water used in cubic feet per second; or
 - b. ☒ the total quantity of water stored in acre-feet per year; or
 - c. ☒ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☒ Priority Date: I object to the priority date.
5. ☒ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☒ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☒ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☒ the legal description of the place of use; or

- b. ☒ number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☒ Remarks: I object to the "remarks" listed with the water right.
12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☒ this water right not being recommended.
13. ☒ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to: the legal basis for this water right.

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

3 and 10 - The quantities claimed exceed the amount required for adequate irrigation.

14 - Other laws have superceded or modified the Winters doctrine in whole or in part.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

Reduce the quantity of water to that shown by evidence to be presented as necessary for proper irrigation of the land.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

- X Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.
Attachment 1 - 1 page.

VERIFICATION (Must be Completed)

State of Idaho

County of Ada

W. F. Ringert, being first duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection (as listed on Page 2, Section 1, "Party/Claimant Objecting"), as defined by I.C. § 42-1401A(1) and (7), and I have read this objection, know its contents and that the statements are true to the best of my knowledge and belief.

Allen Noble Farms, Inc. et al
Signature of person/claimant filing objection

By: W. F. Ringert
(Attorney signing in representative capacity)
representative capacity)

Subscribed and sworn to before me on: May 26, 1994.
(Insert Date)

Quita C. McCormick
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: 11/14/98

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to all of the parties listed below in the Certificate of Mailing.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on May 26, 1994, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Shoshone-Bannock Tribes of the Fort Hall
Indian Reservation.
Owner's address: c/o Candy Jackson, P.O. Box 306,
Fort Hall, Idaho 83203

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of party/claimant or Attorney

ATTACHMENT 1

Allen Noble Farms, Inc.
P. O. Box 1582
Boise, ID 83701

Sailor Creek Water Company
P. O. Box 1201
Boise, ID 83701

Clear Lakes Trout Co., Inc.
1301 Vista Avenue
Boise, ID 83705

Jeff Blanksma
Star Route
Hammett, ID 83627

Cottonwood Canal Co.
P.O. Box 2773
Boise, ID 83701

West End Project
203 11th Ave. So.
Nampa, ID 83651

Farm Development Corp.
P. O. Box 1201
Boise, ID 83701

Grindstone Butte Mutual Canal Company
P. O. Box 2673
Boise, ID 83701

G. Patrick Morris
14415 3rd NW
Seattle, WA 98177

Nampa & Meridian Irrigation District
1501 First Street South
Nampa, ID 83651

C&T Ranches
P. O. Box 690
Meridian, ID 83680

Allen T. Noble
P. O. Box 1582
Boise, ID 83701

Rainbow Trout Farms
1301 Vista Avenue
Boise, ID 83705

Rim View Trout Co.
1301 Vista Avenue
Boise, ID 83705

Charles Steiner
HC79, Box 2320
Oreana, ID 83650