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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 CSRBA

Case No. 49576

A. Subcase(s): 95-733

STANDARD FORM 1
OBJECTION

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Sylte Ranch Limited Liability Company

Address: 8626 W. Sylte Ranch Rd, Rathdrum ID, 83858

Daytime Phone: 208-687-1213 (Gordon), 208-687-6699 (John)

Name & Address of Attorney:

Michael P. Lawrence

GIVENS PURSLEY LLP

601 W. Bannock Street

P.O. Box 2720

Boise, ID 83701-2720

Telephone: (208) 388-1200

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

Name: Sylte Ranch LLC

Address: 8626 W. Sylte Ranch Rd, Rathdrum ID, 83858

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

1. ☒ **Name and Address**
Should be: Sylte Ranch Limited Liability Company
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: Remarks should be removed (see Section E below)
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point of Diversion**
Should be: Explanatory Material is incorrect (see Section E below)
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **General Provision** ☐ Individual Water Right ☐ All Water Rights
☐ Should not be recommended.
☐ This general provision was not recommended but should be recommended as described below.
Should be: _____
☐ General provision was recommended but should be modified as described below.
Should be: _____

11. ☐ **I object** because the recommendation contains an accomplished transfer under Idaho Code § 42-1425 resulting in injury to my water right(s) and/or enlargement of the original right.
12. ☐ **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):

Claimant objects to all portions of the IDWR recommendation that are inconsistent with or not included in the April 20, 1989 *Final Decree* entered *In the Matter of the General Determination of the Rights to the Use of the Surface Waters of Twin Lakes, Including Tributaries and Outlets, Case No. 32572* (1st Jud. Dist. Ct.) ("*1989 Decree*").

The remark limiting the quantity of water "to a total combined annual diversion volume of 150.0 AF. Combined Right Nos.: 95-733, 95-7604 and 95-8858" was not in the *1989 Decree* and there otherwise is no basis for including it in the partial decree for this water right.

The remark stating that the "quantity of water under Right Nos. 95-733 and 95-734 for stockwater use shall not exceed 13,000 gallons per day" was not included in the *1989 Decree* and there otherwise is no basis for including it in the partial decree for this water right.

The Explanatory Material statement that "The following rights are diverted through the point(s) of diversion described above: 95-733, 95-734, 95-7604, 95-7630 and 95-8858" is incorrect and should be stricken because the listed rights do not share, and are not required to share, the same points of diversion.

DATED this 29th day of April, 2019.

GIVENS PURSLEY LLP



Michael P. Lawrence
Attorneys for Objector

F. CERTIFICATE OF MAILING

I certify that on April 29th, 2019, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to: Clerk of the District Court
Coeur d'Alene-Spokane 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: Sylte Ranch Limited Liability Company
Address: 8626 W. Sylte Ranch Rd, Rathdrum ID, 83858
3. Copies to:

IDWR Document Depository PO Box 83720 Boise, ID 83720-0098	Chief, Natural Resources Division Office of Attorney General PO Box 82720 Boise, ID 83720-0010
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United States Department of Justice
Environment and Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724



Michael P. Lawrence
Attorneys for Objector