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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)

A. Subcase 29-13317

(Insert water right number)

Case No. 39576)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: LAVA IRRIGATION COMPANY, LIMITED (THE)
AKA LAVA IRRIGATION CO., INC.
Address: P.O. BOX 182
LAVA HOT SPRING, ID 83246
Daytime Phone: (208) 776-5365

Name & Address of Attorney, if any:

JERRY R. RIGBY
P.O. BOX 250
REXBURG, ID 83440

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

Name: MCCAMMON DITCH CO. LTD
Address: 10192 S. HALL RD
MCCAMMON, ID 83250

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: _____

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: _____

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): This is an attempt to expand the
season of use of water right 29-58 to 4-01 through 10-31. However,
claimant has not applied this water to a beneficial use for early and late
season and if claimant ever did, the right was lost through forfeiture and
abandonment.

F.

VERIFICATION (Must be Completed)

State of IDAHO)
) ss.
County of MADISON)

LAVA IRRIGATION CO., INC _____, 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 objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

/S/ KIRK IRICK

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: _____

/S/ JERRY R. RIGBY

Notary Public for IDAHO

Residing at: REXBURG, ID

My Commission Expires: 11-09-2005