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** 29-4160 (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: SHOSHONE-BANNOCK TRIBES

Address: PO BOX 306

FORT HALL ID 83203

Daytime Phone: (208) 238-9375

Name & Address of Attorney, if any:
BRANDELLE WHITWORTH

PO BOX 306

FORT HALL ID 83203

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

Name: DEBRA HALL & DONALD K. HALL

Address: 4234 S. MARSH CREEK RD

MC CAMMON 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: April 1, 1909

5. ☐ **Point of Diversion**
   Should be: _____

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 ☐ **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 OBJECTIONS(S): SEE ATTACHED

F. **VERIFICATION** (must be completed)

State of IDAHO)
)ss.
County of BINGHAM)

FREDRICK D. AUCK, FHBC CHAIRMAN, 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.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 14, 2003

Notary Public for Idaho
Residing at: Fort Hall, Idaho
My Commission Expires: 2-19-09

CLAUDENE BOYER
Notary Public
State of Idaho

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Notary Public
State of Idaho

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 NOVEMBER 14, 2003, 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
   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: DEBRA HALL & DONALD HALL
   Address: 4234 S. MARSH CREEK RD
   MC CAMMON ID 83250

3. Copies to:

   IDWR Document Depository
   PO Box 83720
   Boise, ID 83720-0098

   United States Department of Justice
   Environment & Nat'l Resources Div
   550 W Fort Street, MSC 033
   Boise, ID 83724

   Chief, Natural Resources Division
   Office of Attorney General
   PO Box 44449
   Boise, ID 83711-4449

Signature of objector or attorney
mailing on Objector's behalf

E. REASONS SUPPORTING OBJECTION(S) (Continued)

Pursuant to the case of *Collville Confederated Tribes v. Walton*, 647 F.2d 42 (9th Cir. 1981) a purchaser of Indian lands is entitled only to the water that was being used by the original Indian allottee at the time of purchase. Additionally, the Original Allotment book held at the Bureau of Indian Affairs, Fort Hall Agency, Idaho, shows that the patent for this particular piece of land land was issued in May 5, 1916.