

RECEIVED
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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 SEE ITEM E on

(Insert water right number
From the Objection Form)

OBJECTORS
Form.

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: INDIAN FALLS WATER USERS ASSOC. (PRES. PHIL HODGENS)
Address: PO BOX 134
LAUA HOT SPRINGS, ID. 83246
Daytime Phone: (208) 589-1158

Name & Address of Attorney, if any:

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING

Name: WATER VALLEY DEVELOPMENT LLC
Address: 5223 South 11th East
IDAHO FALLS, ID. 83404

D I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ Name and Address
2. ☐ Source
3. ☐ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☐ Place of Use
11. ☐ Recommendation

☒ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

Item E on Objectors Attachment

E.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Bannock)

Henry P. Hudgens, duly sworn, upon oath, deposes and says:
(Name of person filing response)

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

Henry P. Hudgens
(Signature of person filing response)

(Attorney signing in representative capacity)

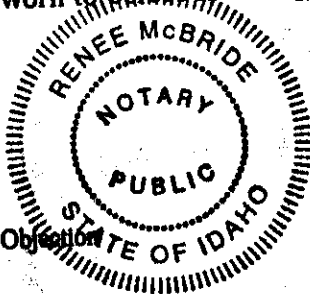
Subscribed and sworn to before me on:

January 5, 2004

Notary Public for Idaho

Residing at: Laurel Springs

My Commission Expires: May 31, 2006



INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

CERTIFICATE OF MAILING

I certify that on 1/17 ²⁰⁰⁴ I mailed the original and copies of this response, 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: _____
Address: _____

3. One copy to the party who filed the objection at the following address:

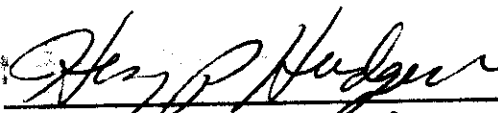
Name: MIRVALLEY DEVEL. INC. ATT. TED SORENSON
Address: 5203 S. HILL E. TWIN FALLS ID. 83404

4. Copies to:

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

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

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Your signature or signature of attorney
mailing on your behalf

Attachment Standard form 1 objection

1. WATER RIGHT NO. 29-4364

Owner Type **Name and Address**

Current Owner I GLENN PERKINS

Current Owner MARY D PERKINS

PO BOX 683

POCATELLO, ID 83204

(208)232-4547

2. WATER RIGHT NO. 29-4467

Owner Type **Name and Address**

Current Owner LAVA IRRIGATION CO INC

PO BOX 182

LAVA HOT SPRINGS, ID 83246

3. WATER RIGHT NO. 29-10816

Owner Type **Name and Address**

Current Owner LAVA IRRIGATION CO INC

PO BOX 182

LAVA HOT SPRINGS, ID 83246

4. WATER RIGHT NO. 29-11277

Owner Type **Name and Address**

Current Owner PORTNEUF IRRIGATION CO

C/O CONNIE MARIE JONS

PO BOX 157

ARIMO, ID 83214

(208)254-3681

5. WATER RIGHT NO. 29-11681

Owner Type **Name and Address**

Current Owner COLLEEN L ANDRUS

-Current Owner JIM ANDRUS

Current Owner KENNETH D ANDRUS
6948 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS, ID 83246
(208)776-5380

6. WATER RIGHT NO. 29-11773

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEMPSEY IRRIGATING CO C/O EARL SMITH PO BOX 235 LAVA HOT SPRINGS, ID 83246 (208)776-5348

Current Owner TOPAZ IRRIGATION CO
C/O GENE FAGNANT
PO BOX 293
LAVA HOT SPRINGS, ID 83246
(208)776-5289

7. WATER RIGHT NO. 29-11774

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FISH CREEK IRRIGATING CO C/O WALLACE WHITEHEAD PO BOX 152 LAVA HOT SPRINGS, ID 83246 (208)776-5253

8. WATER RIGHT NO. 29-11775

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARROLL AND IONE WILLMORE ESTATE C/O JIM WILLMORE 519 PARK ST

ST ANTHONY, ID 83445
(208)624-7692

Original Owner CARROLL E WILLMORE
C/O JIM WILLMORE
PO BOX 342
LAVA HOT SPRINGS, ID 83246
(208)776-5391

Original Owner IONE WILLMORE
C/O SHARON KNOWLES
PO BOX 342
LAVA HOT SPRINGS, ID 83246
(208)776-5391

9. WATER RIGHT NO. 29-13213

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BARBARA W KEVAN 3462 N 2500 E TWIN FALLS, ID 83301 (208)733-5730

10. WATER RIGHT NO. 29-13279

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CANDICE SYMONS
Current Owner	LYNDEN SYMONS PO BOX 604 LAVA HOT SPRINGS, ID 83246 (208)776-5316

11. WATER RIGHT NO. 29-13289

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID LEE LOSEE PO BOX 27

LAVA HOT SPRINGS, ID 83246
(208)776-5630

12. WATER RIGHT NO. 29-13299

Owner Type **Name and Address**

Current Owner MARGIE H STEWART
8574 BOB SMITH RD
LAVA HOT SPRINGS, ID 83246
(208)776-9770

Current Owner LYNN W STEWART
8574 S BOB SMITH RD
LAVA HOT SPRINGS, ID 83246
(208)776-9770

13. WATER RIGHT NO. 29-13310

Owner Type **Name and Address**

Current Owner FAGNANT & OLSON RANCH LLC
PO BOX 293
LAVA HOT SPRINGS, ID 83246
(208)776-5290

Original Owner FRANCIS G FAGNANT
PO BOX 293
LAVA HOT SPRINGS, ID 83246
(208)776-5289

Original Owner RUTH ANN OLSON
PO BOX 644
LAVA HOT SPRINGS, ID 83246
(208)776-5290

14. WATER RIGHT NO. 29-13320

Owner Type **Name and Address**

Current Owner CARL L PHILLIPS
Current Owner NOLA RAE PHILLIPS
2884 W 1400 S

ABERDEEN, ID 83210
(208)397-4690

15. WATER RIGHT NO. 29-13321

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARL L PHILLIPS
Current Owner	NOLA RAE PHILLIPS
	2884 W 1400 S
	ABERDEEN, ID 83210
	(208)397-4690

16. WATER RIGHT NO. 29-13334

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RONNIE D TILLOTSON
Current Owner	SHERIL TILLOTSON
	PO BOX 261
	LAVA HOT SPRINGS, ID 83246
	(208)776-5267

17. WATER RIGHT NO. 29-13363

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	INDIAN FALLS WATER USERS ASSOC
	PHIL HUDGENS PRES
	PO BOX 134
	LAVA HOT SPRINGS, ID 83246
	(208)254-3062

Current Owner	INDIAN FALLS PROPERTY ASSN
	C/O EARL MAPES
	1061 SAGEWOOD PL

POCATELLO, ID 83201

(208)233-1713

18. WATER RIGHT NO. 29-13407

<u>Owner Type</u>	<u>Name and Address</u>
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Current Owner	NATHAN CASPERSON 8789 E MAUGHAN RD LAVA HOT SPRINGS, ID 83246 (208)776-5519
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Current Owner	BRETT CASPERSON 8893 E MAUGHAN RD LAVA HOT SPRINGS, ID 83246 (208)776-5428
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19. WATER RIGHT NO. 29-13521

<u>Owner Type</u>	<u>Name and Address</u>
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Current Owner	EVELEE HILL RUSH
Current Owner	ROBERT E RUSH PO BOX 129 LAVA HOT SPRINGS, ID 83246 (208)776-5800

Original Owner	MAX W HALL PO BOX 784 LAVA HOT SPRINGS, ID 83246 (208)776-5663
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20. WATER RIGHT NO. 29-13535

<u>Owner Type</u>	<u>Name and Address</u>
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Current Owner	AMBER HALL
Current Owner	JASON HALL 1302 AMMON ST POCATELLO, ID 83201 (208)232-0555

Original Owner MAX W HALL
PO BOX 784
LAVA HOT SPRINGS, ID 83246
(208)776-5663

21. WATER RIGHT NO. 29-13536

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NATALIE GUNTER
Current Owner	RUSSELL GUNTER
	PO BOX 433
	MC CAMMON, ID 83250
	(208)221-4682

Original Owner MAX W HALL
PO BOX 784
LAVA HOT SPRINGS, ID 83246
(208)776-5663

22. WATER RIGHT NO. 29-13580

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MAX W HALL
	PO BOX 784
	LAVA HOT SPRINGS, ID 83246
	(208)776-5663

23. WATER RIGHT NO. 29-13581

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEFFERY F HARRIS
	PO BOX 252
	MC CAMMON, ID 83250
	(208)254-3454

Original Owner MAX W HALL
PO BOX 784
LAVA HOT SPRINGS, ID 83246
(208)776-5663

24. WATER RIGHT NO. 29-13582

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEFFERY F HARRIS PO BOX 252 MC CAMMON, ID 83250 (208)254-3454

Original Owner MAX W HALL
PO BOX 784
LAVA HOT SPRINGS, ID 83246
(208)776-5663

25. WATER RIGHT NO. 29-13583

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEFFERY F HARRIS PO BOX 252 MC CAMMON, ID 83250 (208)254-3454

Original Owner MAX W HALL
PO BOX 784
LAVA HOT SPRINGS, ID 83246
(208)776-5663

26. WATER RIGHT NO. 29-13584

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LANA NAEF
Current Owner	LARRY NAEF 5812 E OLD OREGON TRAIL ROAD

LAVA HOT SPRINGS, ID 83246

Original Owner MAX W HALL

PO BOX 784

LAVA HOT SPRINGS, ID 83246

(208)776-5663

27. WATER RIGHT NO. 29-13586

<u>Owner Type</u>	<u>Name and Address</u>
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Current Owner	ROBIN HULL
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2142 ARBON VALLEY HWY

POCATELLO, ID 83204

(208)234-1044

Original Owner MAX W HALL

PO BOX 784

LAVA HOT SPRINGS, ID 83246

(208)776-5663