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DEC 11 2002

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 31-10740

(Insert water right number)

STANDARD FORM 1

OBJECTION TO SECOND CORRECTED
AMENDED DIRECTOR'S REPORT
DATED SEPT. 25, 2002

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Larry Singleton

Address: 266 North 2400 East

St. Anthony, ID 83445

Daytime Phone: (208)458-4416

Name & Address of Attorney, if any:

Ray W. Rigby

P.O. Box 250

Rexburg, ID 83440-0250

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

Name: James F. Hagenbarth, David J. Hagenbarth & Margaret Hagenbarth

Address: P.O. Box 1128

Dillon, MT 59725

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: not allowed
3. ☒ **Quantity**
Should be: not allowed
4. ☒ **Priority Date**
Should be: not allowed
5. ☒ **Point(s) of Diversion**
Should be: not allowed
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: not allowed

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): Granting this right will injure my own water right. The proposed right has never been delivered and the records reflect no delivery. If Granted, will injure all water users down Dry Creek and underground because water will be diverted out of the Basin. It would also force a futile call delivery sooner than historically called.

F.

VERIFICATION (Must be Completed)

State of IDAHO)
)ss.
County of Madison)

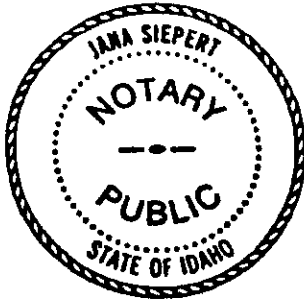
Ray W. Rigby, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)

Ray W. Rigby
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: December 9, 2002



Jama Siepert
Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 03/15/2007

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 December 9, 2002, 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:

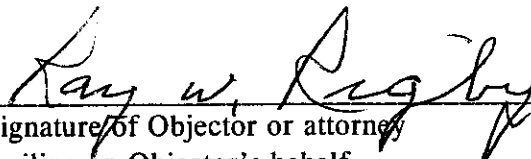
Name: James F. Hagenbarth, David J. Hagenbarth, Margaret Hagenbarth
Address: P.O. Box 1128
Dillon, MT 59725

3. 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 and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf