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DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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FILED

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 Number: 31-00067B

Case No. 39576

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Mud Lake Water Users, Inc.
1400 E. 1500 N.
P.O. Box 68
Terreton, ID 83450
208-663-4359

Name & Address of Attorney:

Jerry R. Rigby
Rigby, Thatcher, Andrus, Rigby,
Kam & Moeller, Chartered
P.O. Box 250
Rexburg, ID 83440
(208) 356-3633

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

Name: Margaret Hagenbarth
Address: P.O. Box 1128
Dillon, MT 59725

**D. I OBJECT TO THE FOLLOWING ELEMENTS AS RECOMMENDED
IN THE DIRECTOR'S REPORT.**

1. ☐ Name and address

Should be:

2. ☒ ☐ **Source**
Should be: None

3. ☒ ☐ **Quantity**
Should be: None

4. ☒ ☐ **Priority Date**
Should be: None

5. ☒ ☐ **Point(s) of diversion**
Should be: None

6. ☐ **Instream Flow Description**
Should be:

7. ☒ ☐ **Purpose(s) of Use**
Should be: None

8. ☐ **Period of Year**
Should be:

9. ☐ **Place of Use**
Should be:

10. ☐ **Remarks:**
Should be: This water right was abandoned and/or forfeited by
Claimant's predecessors

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):

2,3, 4, 5, & 7: The water rights originally decreed in the Suave Decree for the above entitled claim have long been abandoned and/or forfeited by Claimant's predecessors in interest. The

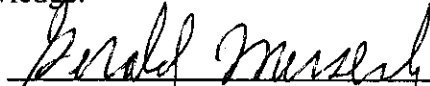
additional reasons are covered within Objector's Motion to file late objection accompanying this Objection.

VERIFICATION

State of Idaho)
)ss.
County of Madison)

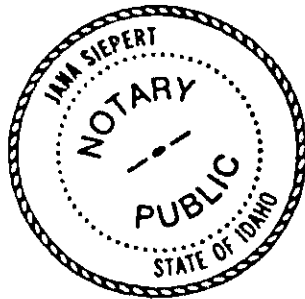
Gerald Messerli, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

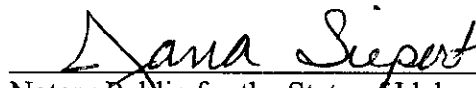
That I am the President of Mud Lake Water Users, Inc. the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best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


Gerald Messerli

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 26, 2002




Notary Public for the State of Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 3-15-2007

CERTIFICATE OF MAILING

I certify that on June 26, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Margaret Hagenbarth
c/o Michael C. Creamer
P.O. Box 2720
Boise, ID 83701-2720

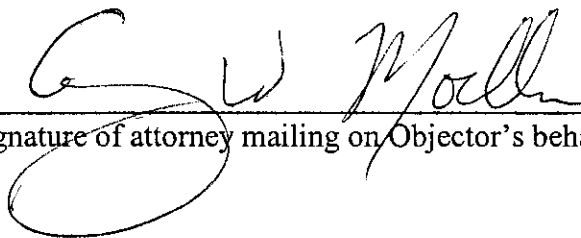
c/o John Bloomquist & Patti Rowland
Doney Crowley Bloomquist
108 S. Washington
P.O. Box 1418
Dillon, MT 59725-1418

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
P. O. Box 44449
Boise, ID 83711-4449

Candice McHugh
1301 N. Orchard
Boise, ID 83706



Signature of attorney mailing on Objector's behalf