

NOV 30 2004

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 45-4098STANDARD FORM 1  
OBJECTION

Please fill in the following information:

**B. NAME AND ADDRESS OF PERSON OBJECTING**Name: City of BurleyAddress: P.O. Box 1090, 2020 Parke AvenueBurley, Idaho 83318Daytime Phone: (208)878-2224

Name and Address of Attorney, if any:

R.C. StoneP.O. Box 910Burley, ID 83318**C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT**Name: City of BurleyAddress: P.O. Box 1090, 2020 Parke AvenueBurley, Idaho 83318

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: June 1, 1960
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: \_\_\_\_\_

10. **I object because:**

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

E. **REASONS SUPPORTING OBJECTION(S):** Appropriation and application to beneficial use began June 1, 1960, establishing the correct priority date.

F.

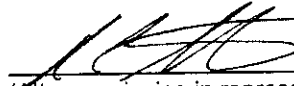
**VERIFICATION** (Must be Completed)

State of Idaho                     )  
                                              )ss.  
County of Cassia                 )

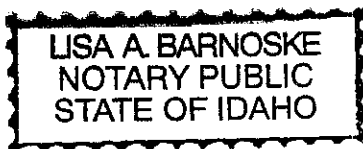
R.C. Stone, duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

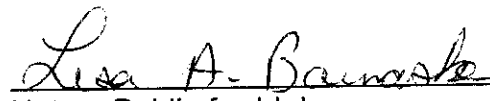
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

\_\_\_\_\_  
(Signature of person filing objection)

  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 29, 2004



  
Notary Public for Idaho  
Residing at: Burley  
My commission Expires: 09/28/10

G.

**CERTIFICATE OF MAILING**

I certify that on November 29, 2004, 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 at the following address:

Name: City of Burley  
Address: P.O. Box 1090, 2020 Parke Avenue  
Burley, Idaho 83318

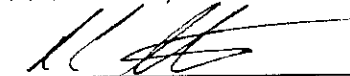
3. Copies to:

IDWR Document Depository  
P.O. Box 83720  
Boise, ID 83720-0098

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

Chief, Natural Resources Division  
Office of Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, ID 83711-4449

PARSONS, SMITH & STONE, LLP



R. C. Stone  
Attorneys for City of Burley  
P.O. Box 910  
Burley, Idaho 83318