

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 45-151

(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: CARL F. & BARBARA V. AUSTIN

Address: P.O. Box 93

Oakley, Idaho 83346

Daytime Phone: (208) 436-1562

Name & Address of Attorney, if any:

None

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

Name: CARL F. AUSTIN & BARBARA V. AUSTIN

Address: P.O. Box 93

Oakley, Idaho 83346

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** *Goose Creek sinks and is not a tributary of the Snake River per Supreme Court Decision issued per Idaho 96 Idaho 101, 22 July 1974*

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

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: _____

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):** *As I understand the*

supreme court decision Goose Creek does not flow to the Snake River, the channel does not exist & hence Goose Creek sinks.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Twin Falls)

Carl F. Austin
(Name of person filing objection)

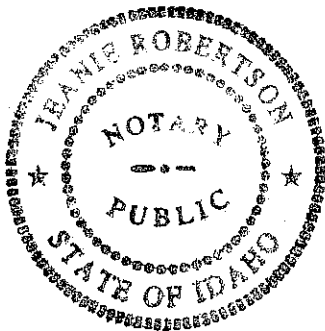
, duly sworn, upon oath, deposes and says:

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.

Carl F. Austin
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: February 15, 2005



Jamie Robertson
Notary Public for State of Idaho (IDWR)
Residing at: Twin Falls, Id.
My Commission Expires: 9/23/06

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 15 February, ~~199~~²⁰⁰⁵, 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: Carl F. Austin
Address: P.O. Box 23
Oakley, Idaho 83342

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