

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Daytime Phone: 817/237-1964

Name & Address of Attorney, if any:

(208) 331-0950

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

Fort Worth, Texas 76135-9488

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: 0.150 cfs (as listed on claim A84-04294, as amended 12/24/1992)_____
4. ☐ **Priority Date**
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: Should include irrigation at a diversion rate of 0.150 cfs for a total of five (5) acres. (as listed on claim A84-04294, as amended 12/24/1992)
8. ☒ **Period of Year**
Should be: 06/01 to 10/01 (as listed on claim A84-04294, as amended 12/24/1992)_____
9. ☒ **Place of Use**
Should be: five (5) acres in T34N, R03E, Sec. 26, SENE (as listed on claim A84-04294, as amended 12/24/1992)_____
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.

REASONS SUPPORTING OBJECTION(S): The purpose of use described above is based upon historical use of irrigation from 06/01 to 10/01 at a diversion rate of 0.150 cfs, for a total of five (5) acres. Leo C. Moon has personal knowledge of the irrigation use occurring prior to 1971 on the property described in water claim number 84-04294A. During the years Leo C. Moon has lived

out of the State of Idaho various individuals have rented and irrigated the property. (Affidavit of Leo C. Moon attached)

F.

VERIFICATION

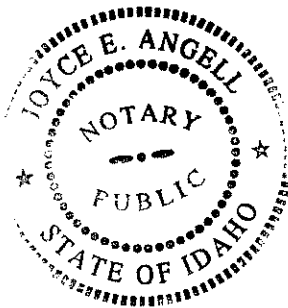
State of Idaho)
)ss.
County of Ada)

Josephine P. Beeman, 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(i) 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.

Josephine P. Beeman
Josephine P. Beeman
(Attorney signing in representative capacity)

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



Joyce E. Angell
Notary Public for the State of Idaho
Residing at: Boise, Idaho
My Commission Expires: 7-29-08

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 March 15, 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: Leo C. Moon
Address: 4208 Shore Front Drive
Fort Worth, Texas 76135-9488

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



Signature of attorney
mailing on Objector's behalf

Josephine P. Beeman #1806
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, ID 83702
Phone: (208) 331-0950
Fax: (208) 331-0954
jo.beeman@beemanlaw.com

**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	)	AFFIDAVIT OF LEO C. MOON
_____	)	IN SUPPORT OF SRBA CLAIM
		84-04294A

STATE OF TEXAS)
) ss:
COUNTY OF TARRANT)

I, Leo C. Moon, after first being duly sworn upon oath, depose and state that:

(1) My name is Leo C. Moon. My address is 4208 Shore Front Drive, Fort Worth, Texas 76135-9488. My telephone number is 817/237-1964.

(2) The following is based on my personal knowledge.

(3) I was born and raised near the property described as the place of use for irrigation in SRBA claim 84-4294A located in Idaho County, Idaho: five (5) acres in the SE1/4NE1/4 Sec 26 T34N, R03E. I was born on August 16, 1918.

(4) My father, Clyde B. Moon, purchased the property described in SRBA claim 84-4294A in the 1940s. My father irrigated five (5) acres for farming, but following his death, the irrigation has been to support pasture for cattle, swine, and/or sheep. The irrigation occurs on five (5) acres of the 60 acre parcel.

(5) I continued to have first hand knowledge of the water use on the property during

my regular visits home while I was in college, the military, and graduate school.

(6) I have had an interest in the land since 1962 when my father passed away.

(7) The property has been rented to and irrigated by various individuals during the years I have lived out of state.

(8) Because of my profession as a test pilot, flight instructor, and corporate pilot I was able to return to the property on a regular basis, every two (2) to three (3) years until the early 1990's, to confirm the continued irrigation of the property by my renters.

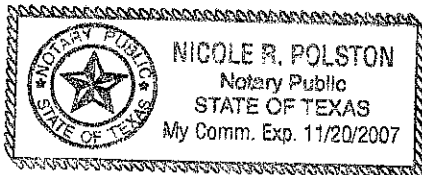
FURTHER YOUR AFFIANT SAYETH NAUGHT.

Dated this 11 day of March 2005.



LEO C. MOON

SUBSCRIBED AND SWORN before me on this 11 day of March 2005.





Notary Public for Texas
Residing at Ararrant Co., Texas
Commission Expires: 11.20.07

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