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Department of Water Resources
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**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. 35976

A. Subcase 35-4037

**AMENDED STANDARD FORM 1
OBJECTION**

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Richard D. Polatis
Address: 174 S. 1075 N.
Blackfoot, ID 83221
Daytime Phone: 208-684-3135

Name & Address of Attorney, if any:

Kent W. Foster
Holden, Kidwell, Hahn & Crapo, PLLC
1000 Riverwalk Dr., Ste. 200
PO Box 50130
Idaho Falls, ID 83405-0130

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

Name: Richard D. Polatis
Address: 174 S. 175 W.
Blackfoot, ID 83221

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: 174 S. 1075 W., Blackfoot, ID 83221
2. ☒ **Source**
Should be: Groundwater
3. ☒ **Quantity**
Should be: 2.910 cfs
4. ☒ **Priority Date**
Should be: May 1, 1955
5. ☒ **Points of Diversion**
Should be: NWSW, Section 5, T.3S., R.32E.B.M., Bingham County
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: Irrigation
8. ☒ **Period of Year**
Should be: April 1 to October 31.
9. ☒ **Place of Use**
Should be: 151.6 acres in SW1/4, Section 5, T.3S., R.32E.
10. **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): Claimant is able to produce evidence clearly demonstrating that water has been diverted and applied to beneficial use as described above each irrigation season commencing with the irrigation season of 1955 and continuing each irrigation season without interruption through the present time.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Bonneville)

Kent W. Foster, 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.

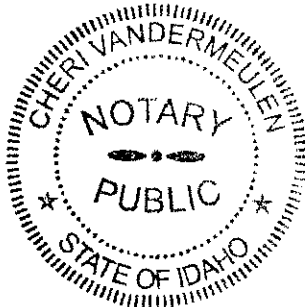
Richard D. Polatis

Richard D. Polatis

Kent W. Foster

Kent W. Foster

Subscribed and sworn to before me on: May 27th 2009



Cheri Vandermeulen

Notary Public for Idaho

Residing at: Idaho 83415

My Commission Expires: July 2009

CERTIFICATE OF MAILING

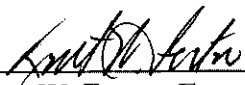
I hereby certify that on the 27th day of May, 2005, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. Copies to:
IDWR Document Depository
P.O. 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

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



Kent W. Foster, Esq.