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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	)	Subcase No. 37-4366
	)	
Case No. 39576	)	
	)	STANDARD FORM 1
	)	OBJECTION TO AMENDED
	)	DIRECTOR'S REPORT

NAME AND ADDRESS OF PERSON OBJECTING

Name: Kay Hardy
Address: 1303 VISTA AVE
BOISE, ID 83705
Daytime Phone: (208) 326-5680

Name & Address of Attorney:

DANIEL STEENSON
JON C. GOULD
Ringert Clark, Chartered
P.O. Box 2773
Boise, ID 83701

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS'S REPORT

Name: Earl M. Hardy
Address: 1303 VISTA AVE
BOISE, ID 83705
Daytime Phone: (208) 326-5680

I object to the following elements as recommended in the Director's Report.

1. **Name and Address**
Should be:
2. **Source**
Should be:
3. **Quantity**
Should be: 0.5 cfs
4. **Priority Date**
Should be: 06/01/1890
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: 7.0 acres

10. **I object because:** Available evidence is contrary to the IDWR adjudication recommendation regarding the priority date, place of use and the diversion rate.

REASONS SUPPORTING OBJECTION(S): The priority date for this water right, 6/01/1890, was established by the Affidavit of C. Everand Jensen on file under water right no. 37-4365 at the Idaho Department of Water Resources. The diversion rate of 0.5 cfs has been put to beneficial use and will continue to be put to beneficial use. The West ESPA Water Measurement District recognizes the 0.5 cfs and their assessment is based on the diversion of 0.5 cfs. The place of use has not been reduced in size and remains 7.0 acres.

VERIFICATION

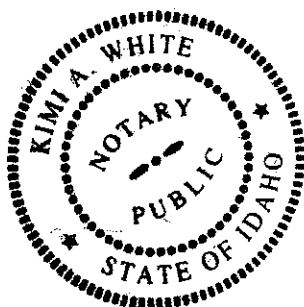
State of Idaho)
) ss.
County of Ada)

Jon C. Gould, 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.

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: March 10, 2006



Kimi A. White
Notary Public
for Idaho
Residing at: Base, Idaho
My Commission Expires: 04/01/10

CERTIFICATE OF MAILING

I certify that on March 10th, 2006, I delivered the original and copies of this objection, including all attachments, to the following persons:

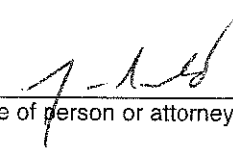
1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. 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



Signature of person or attorney mailing form

Submitting