

Michael C. Creamer (ISB# 4030)
Brad V. Sneed (ISB# 6254)
GIVENS PURSLEY LLP
601 West Bannock Street
Post Office Box 2720
Boise, Idaho 83701-2720
Telephone: (208) 388-1200
Facsimile: (208) 388-1300
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DEPARTMENT OF
WATER RESOURCES

Attorneys for Objector

**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 63-161BX
	)	
Case No. 39576	)	STANDARD FORM 1
	)	OBJECTION
	)	
	)	

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Ward Stables, c/o Conley E. Ward
Address: P.O. Box 2720; Boise, Idaho 83701
Daytime Phone: (208) 388-1286

Name & Address of Attorney, if any:

Michael C. Creamer
Givens Pursley LLP
601 W. Bannock
P.O. Box 2720
Boise, Idaho 83702

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

Name: Ward Stables, c/o Conley E. Ward
Address: P.O. Box 2720; Boise, Idaho 83701

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: 2.00 cfs
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: _____

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: Water Right No. 63-161BX was acquired by the Claimant/Objector's predecessor in interest and made appurtenant to Claimant/Objector's property pursuant to Transfer No. 1010, dated June 24, 1963. Transfer No. 1010 authorized diversion of this right at the Boise River in the amount of 2.0 cfs to be delivered to Claimant/Objector's property via the New York Canal. New York Irrigation District assesses a carrying charge of 50% to deliver this water. At all times subsequent to issuance of Transfer No. 1010, the full 2 cfs of water has been

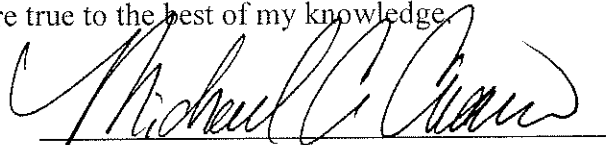
diverted at the Boise River for beneficial use on Claimant/Objector's property. Transfer No. 1010 is a determination by the Department of the duty of water for this right, measured at the point of diversion with allowance for reasonable carriage losses. The right should be recommended and decreed in the amount confirmed by Transfer No. 1010, as claimed by Claimant/Objector, and as actually diverted and beneficially used historically. That amount is 2.0 cfs.

F. VERIFICATION

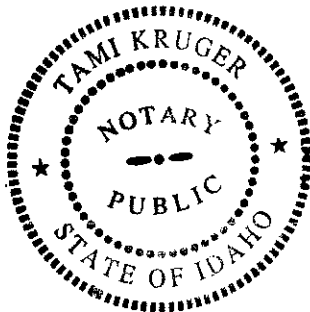
State of Idaho)
) ss.
County of Ada)

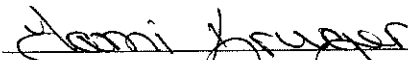
Michael C. Creamer , duly sworn, upon oath, deposes and says:

That I am the attorney for Ward Stables and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


Michael C. Creamer

Subscribed and sworn to before me on: 4-19-2006




Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 4-25-2011

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 April 19, 2006, I mailed the original and copies of this response, 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: Ward Stables, c/o Conley E. Ward
Address: P.O. Box 2720; Boise, Idaho 83701

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 & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Michael C. Creamer, counsel for Objector