

May 1, 2006  
Leadore, Idaho 83464

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To Whom It May Concern:

Enclosed you will find our formal objections to our water rights as presently filed.

We thought the idea of this adjudication was to have the water appropriated as it had been used prior to 1987. We sent all the documentation required for their approval.

Please note, attached to sub-case 74-15080 is the letter dated September 3, 1982, and signed by Glen Saxton, verifying early season use and high water use among other issues we are concerned about.

Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "James Whittaker", is written over a circular postmark.

James Whittaker  
P.O. Box 240  
Leadore, Idaho 83464  
Phone: 208-768-2491

RECEIVED

MAY 5 2009

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

Case No. 39576

A.

Subcase

74 70

(insert water right number)

STANDARD FORM 1  
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING.

Name:

F. James Whittaker

Address:

PO Box 240

Leadore ID 83464

Daytime Phone:

768 5491

Name & Address of Attorney, if any:

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

Name:

F James Whittaker

Address:

PO Box 240

Leadore ID 83464

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: \_\_\_\_\_
4. ☐ **Priority Date**  
Should be: \_\_\_\_\_
5. ☒ **Point of Diversion**  
Should be: As claimed
6. ☐ **Instream Flow Beginning and Ending Point**  
Should be: \_\_\_\_\_
7. ☐ **Purpose(s) of Use**  
Should be: \_\_\_\_\_
8. ☐ **Period of Year**  
Should be: \_\_\_\_\_
9. ☒ **Place of Use**  
Should be: as claimed
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 OBJECTIONS(S):** \_\_\_\_\_

Documentation in file shows the correct  
1987 condition of this WR is the  
permissible place of use as claimed.

## 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 1 May, 2006, 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:

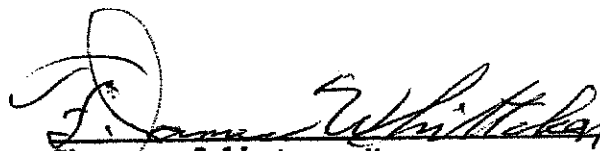
Name: F James Whittaker  
Address: PO Box ~~240~~ 240  
Leadore ID 83464

3. Copies to:

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

United States Department of Justice  
Environment & Nat'l Resources Div  
550 W Fort Street, MSC 033  
Boise, ID 83724

Chief, Natural Resources Division  
Office of Attorney General  
PO Box 44449  
Boise, ID 83711-4449

  
Signature of objector or attorney  
mailing on Objector's behalf

F.

**VERIFICATION (must be completed)**

State of Idaho )  
 )ss.  
County of Lemhi ).

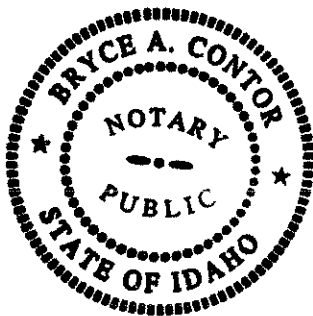
F James Whittaker, duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(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.

F James Whittaker  
(Signature of person filing objection)

\_\_\_\_\_  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: \_\_\_\_\_



27 Apr 2006  
Bryce A. Contor  
Notary Public for Idaho  
Residing at: Dona  
My Commission Expires: 14 Oct 2011