

**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 A21-00162
(Insert Water Right Number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: M. Maxine Saurey, Individually and as Personal Representative of the Estate of
Keith C. Saurey, Deceased.

Address: P.O. Box 84
Chester, ID 83421

Daytime Phone: (208) 351-5354

Name and Address of Attorney, if any:

Ray W. Rigby, Attorney

P.O. Box 250

Rexburg, ID 83440

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

Name: Keith C. Saurey and M. Maxine Saurey

Address: P.O. Box 84
Chester, ID 83421

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 (Acreage)** See Exhibit B.1 for recommendations by IDWR
Should be: See Exhibit B.2 for corrections
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
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** See Exhibit B.1 for recommendations by IDWR
Should be: See Exhibit B.2 for corrections
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): Clerical Error _____

F.

VERIFICATION (must be completed)

STATE OF IDAHO,)
 SS
County of Madison.)

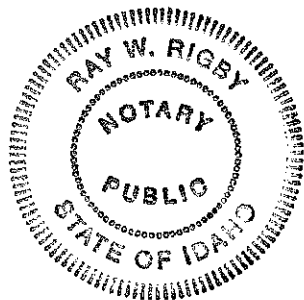
M. Maxin Saurey, duly sworn, upon oath, deposes and says:

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 objections, know its contents and believe that the statements are true to the best of my knowledge.

Maxine Saurey
(Signature of person filing objection)

Ray W. Rigby
(Attorney signing in representative capacity)

Subscribed and sworn before me on: May 17, 2006



Ray W. Rigby
Notary Public for Idaho
Residing at Rexburg
My Commission Expires: 03-12-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filing 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 May 17, 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:

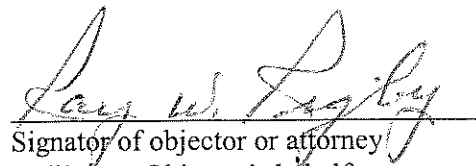
Name: M. Maxine Saurey
Address: P.O. Box 84
Chester, ID 83421

3. Copies to:

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

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

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



Signator of objector or attorney
mailing on Objector's behalf



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 19, 2006

Dear Basin 21 Water User:

It has recently come to the Department's attention that a clerical error was made in the recommendation for your water right nos. 21-161 and 21-162. Enclosed for your reference is a revised recommendation showing which elements should be changed or added. Elements underlined and highlighted in yellow need to be added to the recommendation. Elements with a red strikeout need to be omitted. To make these changes, the Department is requesting that you file an objection to the Director's Report by completing the enclosed Standard Form 1 Objection Form and using the enclosed pre-addressed envelopes to file the original objection with the Snake River Basin Adjudication (SRBA) District Court and a copy with the other parties. Also if you would like to object to any other element or to the elements marked for some other reason, you may do so on the enclosed form as well.

The enclosed objection form must be received by the SRBA District Court prior to May 26, 2006. Though the deadline is several weeks away, your prompt attention to this matter is greatly appreciated.

If you have any questions you can contact Trent Galbraith at the Department's Eastern Region Office at 525-7161.

Again, thank you for your prompt cooperation.

Very Truly Yours,

Ernest Carlsen
Water Rights Supervisor

EXHIBIT

B.1

01/12/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 21-162
NAME AND ADDRESS: M MAXINE SAUREY
4262 MEADOW CREEK RD
ISLAND PARK ID 83421

KEITH C SAUREY
PO BOX 101
CHESTER ID 83421

SOURCE: JESSE CREEK TRIBUTARY: HENRYS FORK
QUANTITY: 1.500 CFS
PRIORITY DATE: 10/05/1912
POINT OF
DIVERSION: T15N R44E S30 SWSWSE Within FREMONT County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/15 10/15	1.500 CFS
PLACE OF USE:	<u>IRRIGATION Within FREMONT County</u>		
	T14N R44E S06 Lot 2 NWNE 5.80	T14N R44E S06 SWNE	6.30
	T14N R44E S06 Lot 3 NENW 40.00	T14N R44E S06 SENW	40.00
	T15N R44E S31 0.40	T15N R44E S31	72.00

164.5 ACRES TOTAL

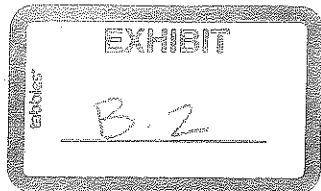
This right is limited to the irrigation of 164.5 acres within the place of use described above in a single irrigation season.

Right Nos. 21-161 and 21-162 are limited to the irrigation of a combined total of 164.5 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



03/16/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 21-162
NAME AND ADDRESS: M MAXINE SAUREY
4262 MEADOW CREEK RD
ISLAND PARK ID 83421
KEITH C SAUREY
PO BOX 101
CHESTER ID 83421

SOURCE: JESSE CREEK TRIBUTARY: HENRYS FORK
QUANTITY: 1.500 CFS
PRIORITY DATE: 10/05/1912
POINT OF DIVERSION:
T15N R44E S30 SWSWSE Within FREMONT County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4/15 10/15	1.500 CFS
PLACE OF USE: IRRIGATION Within FREMONT County		
T14N R44E S06 Lot 2 NWNE 5.80	T14N R44E S06 SWNE	6.30
T14N R44E S06 Lot 3 NENW 40.00	T14N R44E S06 SENW	40.00
T15N R44E S31 0.40	T15N R44E S31	72.00
<u>T15N R44E S31 NWSE 4.90</u>	<u>T15N R44E S31 NESW</u>	<u>28.4</u>
<u>T15N R44E S31 SESW 37.7</u>	<u>T15N R44E S31 SWSE</u>	<u>1.4</u>

164.5 ACRES TOTAL

This right is limited to the irrigation of 164.5 acres within the place of use described above in a single irrigation season.

Right Nos. 21-161 and 21-162 are limited to the irrigation of a combined total of 164.5 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Property is also known as Homestead Entry Survey No. 126.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed