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AUG 14 2006

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

A: Subcase 21-7006

(insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B: NAME AND ADDRESS OF PERSON OBJECTING

Name: Winona and William Wissert

Address: 579 W 200S

Blackfoot - ID 83221

Daytime Phone: 208-785-8474

Name & Address of Attorney, if any:

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

Name: Steven Millington

Address: 3821 N 1500 E

BUHL ID 83316

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(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: See Attached Explanation

11. 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): _____

F:

VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Bingham)

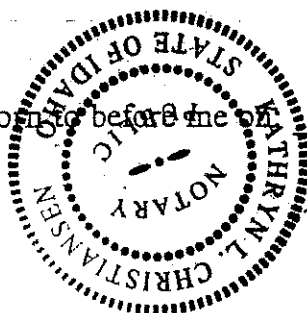
Winona Wissert, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Winona Wissert
(Signature of person filing objection)

N/A
(Attorney signing in representative capacity)

Subscribed and sworn to before me on



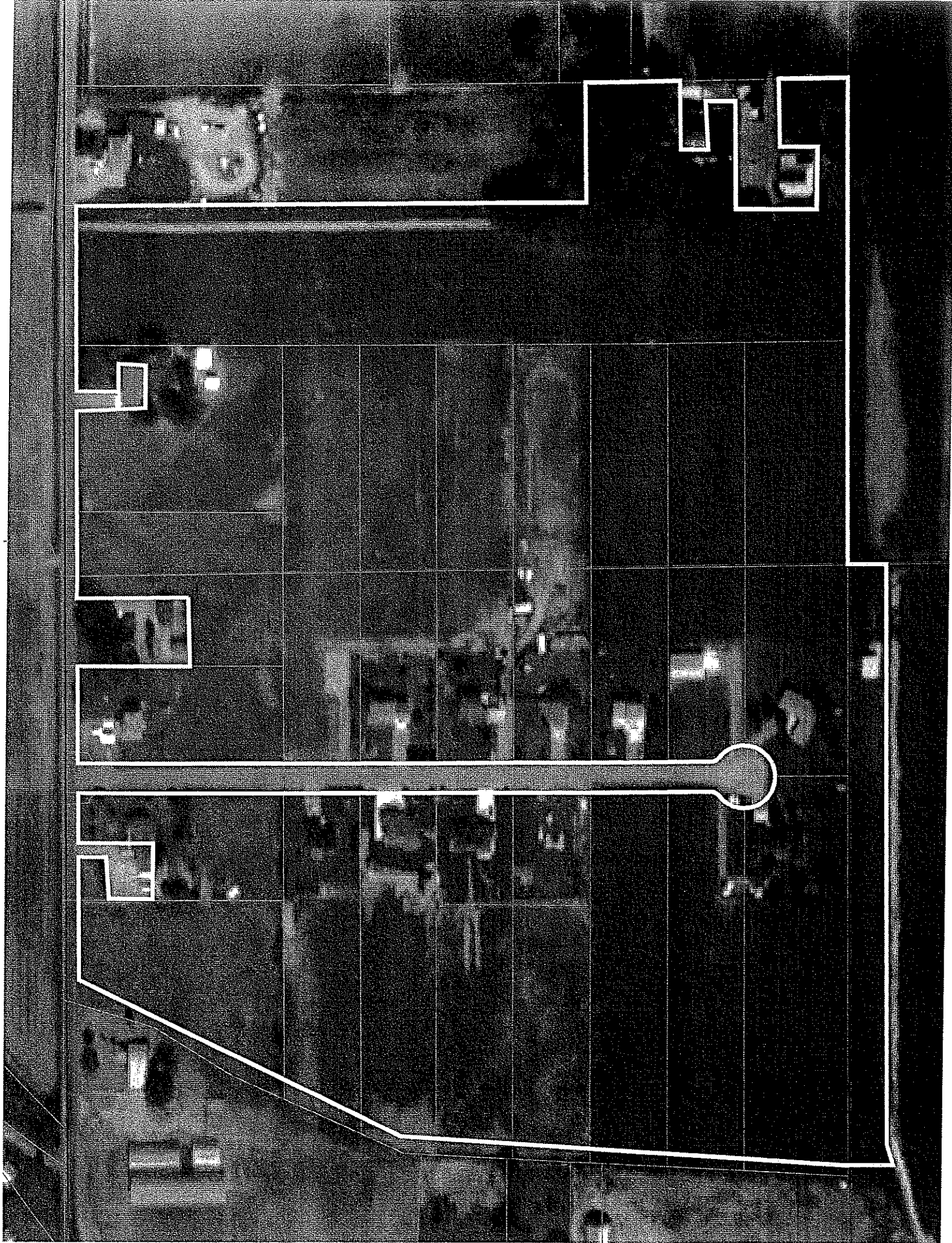
August 11, 2006

Kathryn L. Christiansen
Notary Public for Idaho
Residing at: Bingham
My Commission Expires: 12/28/09

8/8/2006

I would like to file an objection on the water rights to our land:
The place of use needs to be changed to include 1.5 acres at Tovey
home site (T-6684 per Bingham records), because it has been
irrigated from the Tovey well since before we moved there in 1977.
The licensing field map was prepared with out consulting with Mr.
Tovey.

William and Winona Wissert



FIELD REPORT

Person to contact

RECEIVED
Phone _____

Phone

Phone

JUL 1 1974

Department of Water Administration
(name spring, stream, etc.)

Tributary to

AF/Annum, (nature of use)

(mo.-day) inclusive (mo.-day)

_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses:

Permit No. 27-7006
Examination for b/u

Max Rate of Diversion 0.90 cubic feet per second and annual volume _____ AF/Annum.

Township 3S N/S, Range 35E E/W, B.M., Section 18, Subdivision NE $\frac{1}{4}$ NW $\frac{1}{4}$, Bingham
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Other Points of Diversions:

Description of diverting works: Well, pump, motor & sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

MICROFILMED

TOTAL ACREAGE 46

Rge - 35E

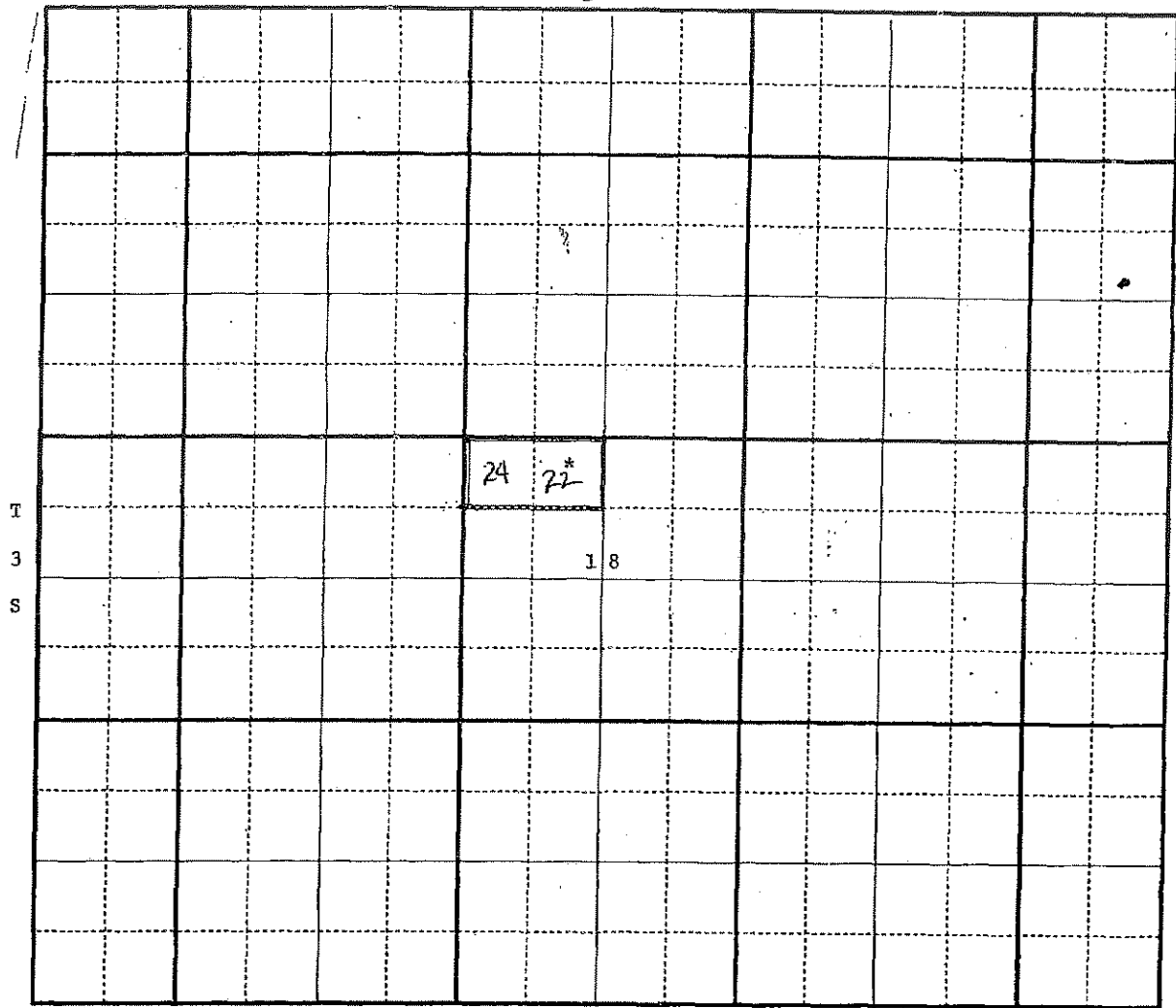
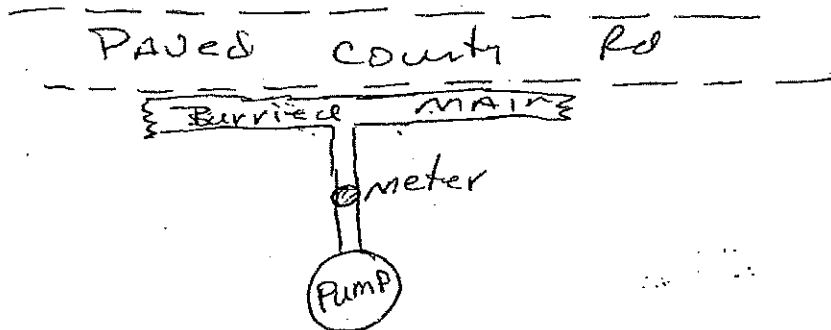


Diagram of System

TOP
N



DATE OF EXAM Aug 12, 1974

ACREAGE
Found 46
Recommended 46

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.90 c.f.s. V = 161 AF/Ann. from Apr 1 to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Point of injection: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 1.56 cfs Method of measurement In line Meter

Total Q recommended 1.90 cfs Meter No 10553 Type Rockwell Condition Good

Total V recommended 161 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

43.56 cu ft H₂O / 28 sec = 1.56 cfs

46 Ac x 3.5 AF/Ac = 161 AF/Ann

SYSTEM DESCRIPTION:

G.E. 20 Hp Ser # PRJ226057
Layne & Bowler Pump No Serial Number
6" Steel main 10' North then Buried main E-West
3 laterals with 1 1/2" and 2" 1/2" total
26

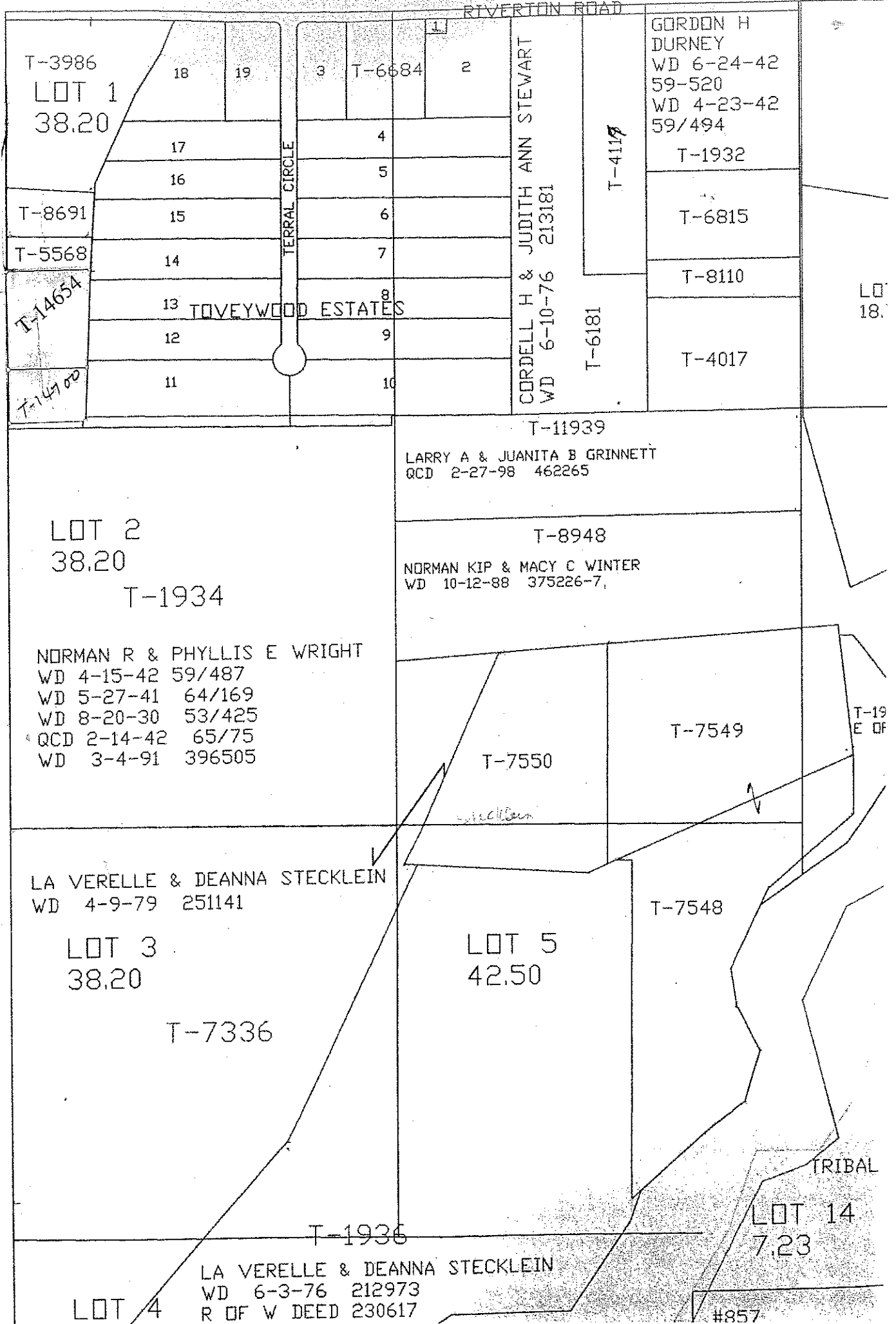
REMARKS:

No one present during time of exam

Examiner's Signature Bill Rhoads Date Aug 12, 1974

Checked by Loren O. Palmer Date Oct 8, 1974

Approved by _____ Date _____



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 Aug - 11, ²⁰⁰⁶~~199~~, 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: Steve Millington
Address: 3821 N 1500 E
BUHL ID 83316

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

Kurt Thompson
(Tovey Estate Water)
District Representative
210 S 585 W
Blackfoot ID 83221

Wmna Wiser
Signature of Objector or attorney
mailing on Objector's behalf