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OCT 04 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

Case No. 39576

A. Subcase Number: 01-00006
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho, Department of Parks and Recreation
Address: 5657 Warm Springs Avenue
Boise, Idaho 83716
Daytime Phone: (208) 334-2400

Name and Address of Attorney, if any:

Attorney Name: LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER (ISB # 2597)
Deputy Attorney General
Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400

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

Name: AMERICAN FALLS RESERVOIR DIST #2
Address: PO BOX C
Shoshone, ID 83352

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: Location of Point of Diversion:
T10S R21E S 28 SWNW Lot 5 Within Jerome County
Location of Point of Injection:
T05S R17E S 36 SWNE Within Lincoln County
Location of Point of Rediversion:
T06S R14E S 30 SESW Within Gooding County
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: Not applicable
7. ☐ **Purpose of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: Attachment I is an aerial photo of the place of use for the Justice Ditch. This place of use should be added to the digital boundary for water right no. 01-00006. Presently, only a small portion of the place of use illustrated in the digital boundary for water right no. 01-00006 includes the lands illustrated on Attachment I.

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):

REASONS FOR CHECKING EACH BOX

Box 5: The American Falls Reservoir District #2, hereinafter "AFRD #2," has assessed and the Idaho Department of Parks and Recreation, hereinafter "IDP&R," has paid for water delivered under this water right. A copy of a recent assessment notice is attached as Attachment II. This water is delivered from the Milner Gooding Canal by injecting water into the Little Wood River near Shoshone, Idaho, and by the redirection of that water at the Justice Ditch for delivery to the water users of the Justice Ditch Company.

Box 9: The present place of use for water right no. 01-00006 is described with a digital boundary. It does not include all of the lands within the permissible place of use for the Justice Ditch Company. Attachment II illustrates the place of use of the Justice Ditch Company.

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F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

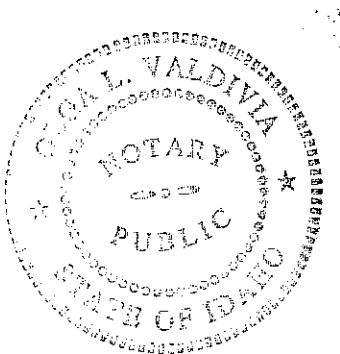
DAVID J. BARBER, Deputy Attorney General, duly sworn, upon oath, deposes and says:

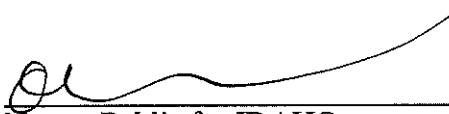
That the State of Idaho, Department of Parks & Recreation, in its proprietary capacity is filing this objection and that I am a Deputy Attorney General authorized to represent the State of Idaho, Department of Parks & Recreation, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER
Deputy Attorney General


By Attorney signing in representative capacity

Subscribed and sworn to before me on: October 3, 2006
(Insert Date)




Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2/08/2012

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 October 3, 2006 I caused the original and the copies of this objection, including all attachments, to be served on the following persons by the method designated:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

U. S. MAIL

2. One copy to the owner of the water right at the following address:

American Falls Reservoir District # 2
PO Box C
Shoshone, ID 83352

U.S. MAIL

3. Copies to:

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

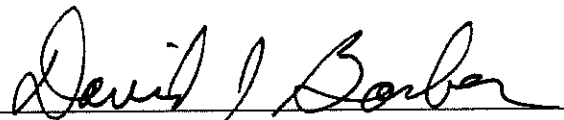
STATEHOUSE MAIL

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

U.S. MAIL

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

(not applicable)



Signature of Objector or attorney
Mailing on Objector's behalf

BIG WOOD CANAL CO. and AMERICAN FALLS RESERVOIR DISTRICT NO. 2
112 50 APPLE - SHOSHONE, IDAHO 83352 - (208) 688-2201

MAIL TO: GORGE STATE PARK
 PO BOX 149
 HAGERMAN, ID 83332

MR. & MRS. H. D. HENDERSON
 304 W. 1st St. SHOSHONE, IDAHO 83352
 PAGE 1 DATE 02/29/06

STOCKHOLDER: STATE OF IDAHO

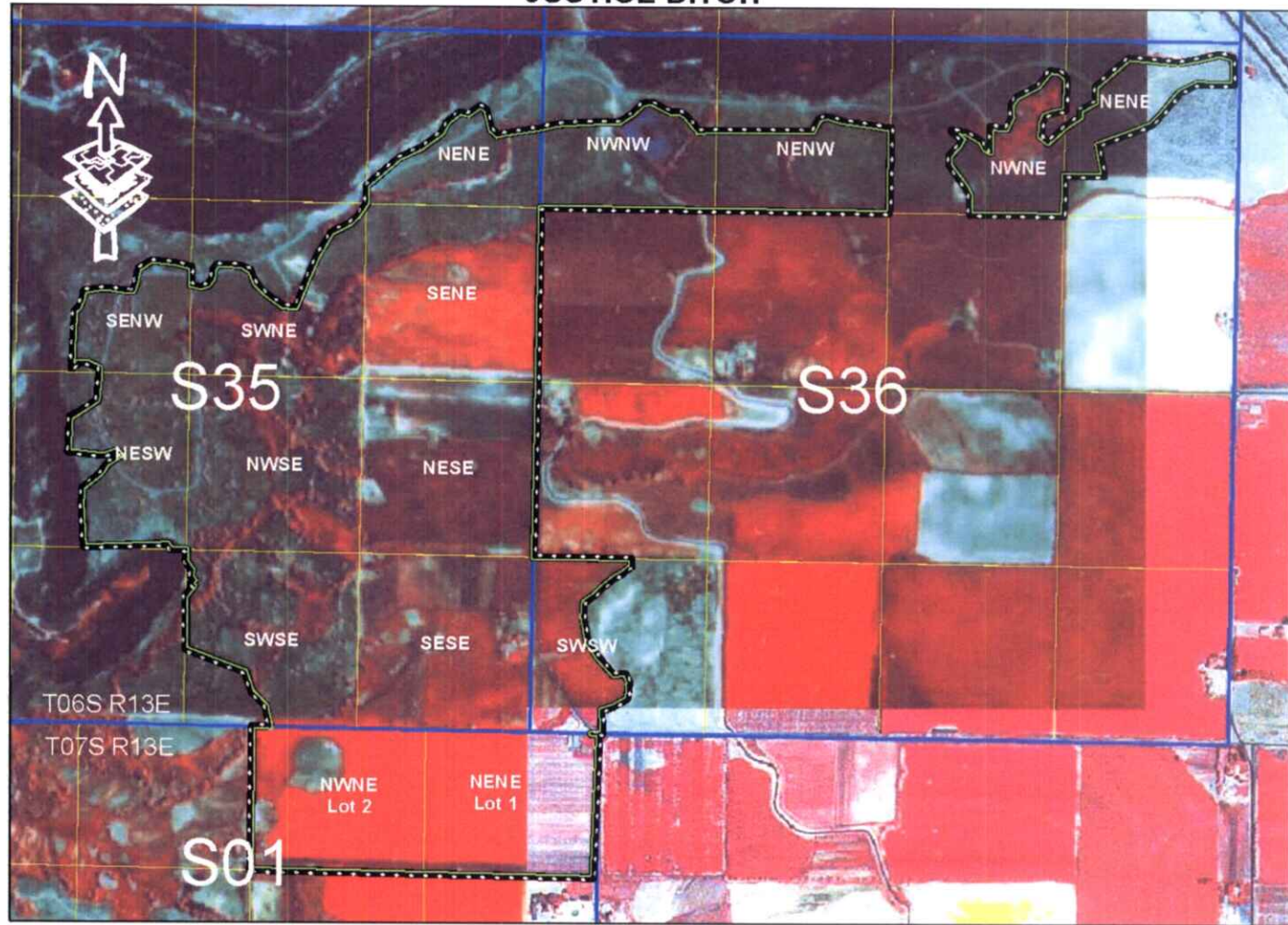
DESCRIPTION: RIVER 70%
 NO. OF SHARES: 178.00
 100%
 15%
 ASSESSMENT: \$1,195.00
 PER SHARE: \$6.71

5141

01 APR 2006 \$ 1,195.00

BILL FOR 2006 OPERATION AND MAINTENANCE CHARGES DUE ON OR BEFORE APRIL 15TH

JUSTICE DITCH



MAP PREPARED BY:
RON HOWERTON
09/27/08

0 0.125 0.25 0.5 0.75 1 Miles

Justice_Total_Irrig

ATTACHMENT I