

COPY

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: 79-14158
(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 Lands
Address: 954 W. Jefferson
P. O. Box 83720
Boise, Idaho 83720-0050
Daytime Phone: (208) 334-0200

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: Flying U Ranch
Delos Robbins
Address: PO Box 17004
Missoula, MT 59808

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. ☐ **Points 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: The Idaho Department of Lands, hereinafter the "IDL," owns the NWNW and SWNW of section 36 in Twp. 29 N, Rge. 02 W B.M. These two forty acre subdivisions should be deleted from the place of use description.

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):

The IDL owns the NWNW and SWNW of section 36 in Twp. 29 N, Rge. 02 W, B.M. Attached is a data sheet for this township that shows that the IDL acquired section 36 on January 17, 1908. The claimant does not have any present right to occupy these lands.

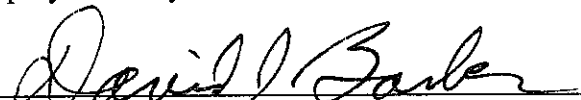
F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

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

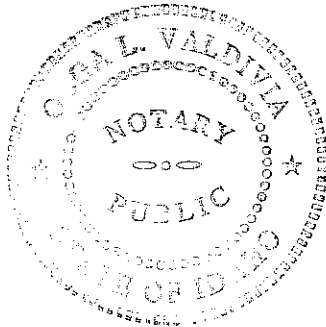
That the State of Idaho, Department of Lands, in its proprietary capacity is filing this objection and that I am a Deputy Attorney General authorized to represent the State of Idaho, Department of Lands, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have 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: March 19, 2007

(Insert Date)




Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2/8/2012

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 March 20, 2007, 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
Twin Falls, Idaho 83303

U.S. MAIL

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

Flying U Ranch
Delos Robbins
PO Box 17004
Missoula, MT 59808

U.S. MAIL

3. Copies to:

State of Idaho,
Department of Lands
954 W. Jefferson
P. O. Box 83720
Boise, ID 83720—0050

STATEHOUSE MAIL

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

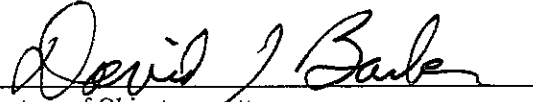
STATEHOUSE MAIL

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)

A handwritten signature in cursive script, reading "David J. Barber", is written over a horizontal line.

Signature of Objector or attorney
Mailing on Objector's behalf

Idaho Dept of Lands Plat Database

Data Sheet for T29N02W

		SUBDIVISION												ACRES													
		NE 1/4				NW 1/4				SW 1/4				SE 1/4				LOTS		ACOD		UNDER	REMG	ENDW	ACTV	INSTRUMENT	REMARKS
		Tran	N	N	S	S	N	N	S	S	N	N	S	S	N	N	S	S	OTHER DESCRIPTION				STATE	FUND	CODE	NUMBER	
Sec	Line	E	W	E	W	E	W	E	W	E	W	E	W	E	W	E	W	E			SALE	LAND					
36	010	000	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X			640.00		640.00	PS	SG		Date of Grant 1-17-1908
36	020	000	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X					640.00	PS	G	4190-5	Cancelled 12-31-1985
36	030	000	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X					640.00	PS	G	4191-1	Cancelled 12-31-1991
36	040	000	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X					640.00	PS	G	4192-6	