

RECEIVED

APR 20 2007

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

1-10044

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100

Address: 1150 N. Curtis Rd. Suite 100
Boise, ID 83706-1234

Daytime Phone: (208) 378-5306 E. Gail McGarry

Name & Address of Attorney, if any:
David W. Gehlert (303) 844-1386 Trial Attorney,
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street – 8th Floor
Denver, CO 80294

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

Name: United States of America Acting Through
Regional Director PN Region
Bureau of Reclamation

Address: 1150 N. Curtis Rd. Suite 100
Boise, ID 83706-1234

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: 138,829 AFY

The following remark under this element should be stricken: "The quantity for this water right must be determined by the state of Wyoming. This listing of this element is for informational purposes only."
4. ☒ **Priority Date**
Should be: The following remark under this element should be stricken: "The priority date for this water right must be determined by the state of Wyoming. This listing of this element is for informational purposes only."
5. ☒ **Point(s) of Diversion**
Should be: The following remarks under this element should be stricken: "The point of diversion for this water right is in Wyoming, T45N, R114W, S18, SESW, P.M." and "The point of diversion is the outlet at Jackson Lake Reservoir Dam."
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:

10. ■ **Other Provisions:**

Should be: The following remark under this element should be stricken:
"This water right is also recorded as the State of Wyoming Certificate of
Construction of Reservoir, Certificate No. R-6, Permit No. 894 Res."

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S): The quantity recommended by IDWR for this water right is erroneous. IDWR adjudication staff has indicated verbally and via email that they concur with the above-stated quantity. The above-listed remarks should be stricken because they are not necessary to define, clarify, or administer the water right.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

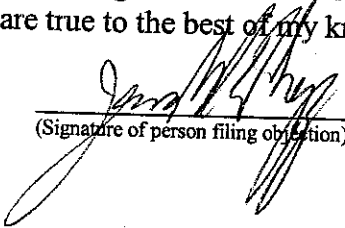
) ss.

County of Ada

)

Jerrold D. Gregg, 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.

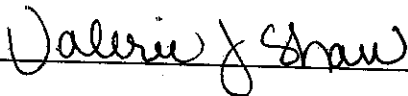

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

APR 18 2007




Notary Public for: Idaho

Residing at: Meridian

My Commission Expires: 6/2/2012

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 APR 19 2007, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, ID 83303-2707

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

Name: United States of America Acting through
Regional Director PN Region
Bureau of Reclamation
Address: 1150 N Curtis Rd Ste 100
Boise, ID 83706-1234

3. Copies to:

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

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

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

E. Gail McGarry
Signature of Objector or attorney mailing on Objector's behalf