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JUN 28 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 2-10306 (Split)
(Insert water right number)

2-10339

STANDARD FORM 12-10340
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Address:

Daytime Phone:

Caral A. Mooney
1854 S. Mooney Ln
Hommett, Id 83627

Name & Address of Attorney, if any:

N.A.

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

Name:

Address:

Jeery Young
P.O. Box 223
Fairfield, Id 83327

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: 28.53 - Jerry Young
16.13 - Carol A. Mooney
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**
Should be: _____
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 OBJECTIONS(S):** Survey clearly
shows property contains 28.53 acres.
Not 29.5 Carol A. Mooney should
have 16.13 acres/water rights remaining.

F.

VERIFICATION (must be completed)

State of Idaho)

County of Elmore)ss.

Caral A. Mooney, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

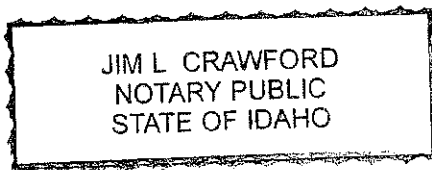
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Caral A. Mooney
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

6-26-07



Jim L. Crawford
Notary Public for State of Idaho
Residing at: 1171 Home
My Commission Expires: 9-2-09

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 June 27, 2007, 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: Jerry Young
Address: P.O. Box 223
Fairfield, Ia 83327

3. Copies to:

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

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

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

Caral A. Mooney
Signature of objector or attorney
mailing on Objector's behalf

11/09/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RECEIVED

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DEPARTMENT OF
WATER RESOURCES

RIGHT NUMBER: 2-101

NAME AND ADDRESS: CAROL A MOONEY
1854 S MOONEY LN
HAMMETT ID 83627

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.740 CFS

PRIORITY DATE: 07/25/1961

POINT OF DIVERSION:
T06S R08E S3 SWNW Lot 4 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.740 CFS

PLACE OF USE: IRRIGATION Within ELMORE County
T06S R08E S03 Lot 4 NWNW 37.0 T06S R08E S03 Lot 4 SWNW 6.0

43 ACRES TOTAL

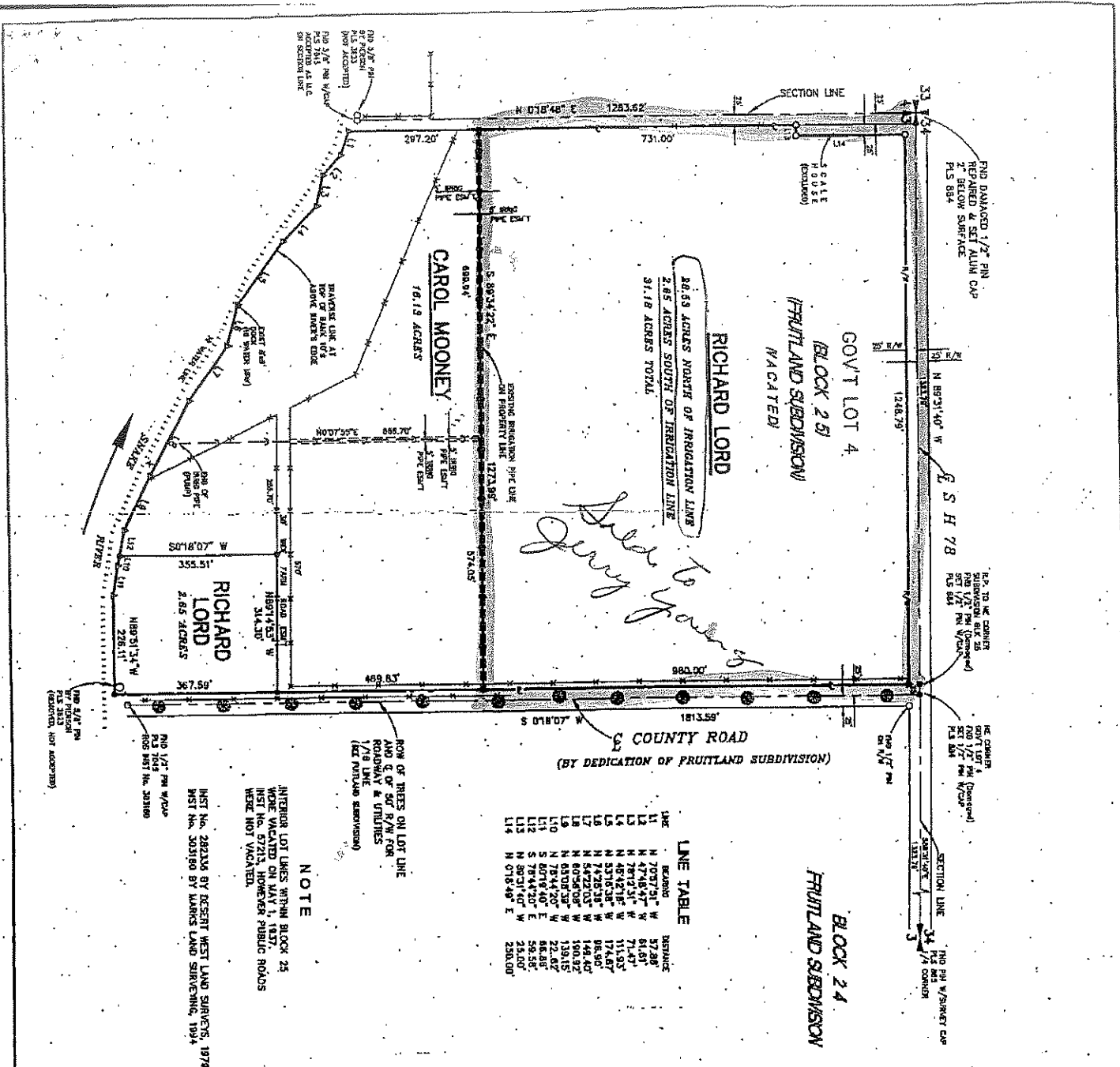
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

OWNERSHIP CHANGED BY LH 11/2/94.

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 - Beneficial Use

The following rights are also diverted through point of diversion described above: 2-2134



LEGEND

— SURVEY BOUNDARY

— EXISTING FENCE LINE

• 1/2 REBAR SET W/CAP, L.S. No. 884

○ FOUND 5/8" REBAR

○ FOUND 1/2" REBAR

△ CALCULATED POINT (NOT SET)

△ FOUND SECTION CORNER

△ FOUND 1/4 CORNER

△ RIGHT OF WAY LINE

△ PROPERTY LINE

LEGEND

— SURVEY BOUNDARY

— EXISTING FENCE LINE

• 1/2 REBAR SET W/CAP, L.S. No. 884

○ FOUND 5/8" REBAR

○ FOUND 1/2" REBAR

△ CALCULATED POINT (NOT SET)

△ FOUND SECTION CORNER

△ FOUND 1/4 CORNER

△ RIGHT OF WAY LINE

△ PROPERTY LINE

CERTIFICATE OF SURVEY

I do hereby certify that I am a Land Surveyor, licensed by the State of Idaho, and that this map was prepared from a correct and reliable survey, and is on detached sheets of said survey.

RECORDING CERTIFICATE

State of Idaho) SS
County of Elmore)

Filed for record at request of R.D. O'Brien of page _____ of Book _____ of the _____ of the _____ day of _____ 1979.

By _____ Deputy

RECORD OF SURVEY

FOR

CAROL MOONEY / RICHARD LORD

LOCATED IN GOVT LOT 4, BLOCK 24, FRUITLAND SUBDIVISION, ELMORE COUNTY, IDAHO

CRITSER LAND SURVEYS

L.S. No. 884

Scale: 1"=150'

Draft: SFT

Drawn: OC

Date: 7/2/79

Job No.: