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JUL 03 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)

A. Subcase

47-17260

(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:

Terry or Robin Lively

Address:

3985 N 1100E

Buhl ID 83316

Daytime Phone:

208.543.16524

Name & Address of Attorney, if any:

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

Name:

Address:

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: include irrigation
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: irrigation
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: include irrigative property

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):** Have obtained evidence
of priority supporting irrigation use on
property 1945-1946- By Joe Cartee.

F.

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls)ss.

Robin Lively

(Name of person filing objection)

, duly sworn, upon oath, deposes and says:

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.

Robin Lively
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

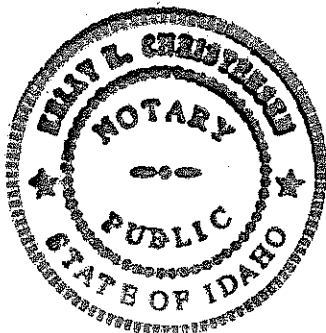
July 2 2007

Kelly K. Christensen

Notary Public for IDWR

Residing at: TWIN FALLS

My Commission Expires: 4-2-2010



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 July 2, ²⁰⁰⁷~~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:

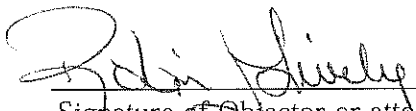
Name: Terry and Robin Lively
Address: 3985 N 1100E
Buhl ID 83316

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



Signature of Objector or attorney
mailing on Objector's behalf

June 29, 2007

Joe Cartee
1076 E 4000 N
Buhl Id 83316

I am writing this letter for Terry and Robin Lively in regards to the water on their farm located at 3985 N 1100 E in Buhl ID.

In 1944 and 1945 my Uncle Charles Smalley, and Cousins Don Smalley and Marietta (Smalley) Roberts farmed the property that Terry and Robin Lively have purchased. I helped my cousins on the farm during those years. They used the water coming from the neighbor bordering the east to water the cows and then to irrigate the farm ground as it went through the place towards the southwest. They only farmed there for a couple years but it was tuff to make a go of things in those years.

Sincerely,

Joe Cartee

Joe Cartee

State of Idaho
County of Twin Falls

Witness my hand and official seal

Karla N Thomas

Signature of Notary

Expires 3-11-2010

(Seal)

