

DISTRICT COURT - CHESA
TWIN FALLS CO., IDAHO
FILED _____

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DEPARTMENT OF
WATER RESOURCES

In Re SRBA

A. Subcase 22-594

(Insert water right number)

Case No. 39576

STANDARD FORM 1

OBJECTION

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: James Wood
Address: P.O. Box 610
Rexburg, Idaho 83440
Phone: (208) 356-8377

Name & Address of Attorney, if any:

Thomas J. Budge
Racine Olson Nye Budge & Bailey, Chtd
201 E. Center Street
P.O. Box 1391
Pocatello, ID 83204-1391
Telephone: 208-232-6101
Facsimile: 208-232-6109

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

Name: **Woodmansee Johnson Canal Co., c/o Russell Wilding**

Address: **3560 E. 3000 N., Sugar City, ID 83448**

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(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☒ **Period of Use**
Should be: **6.4 cfs 04/01-06/20; 3.2 cfs 06/21-10/31**
9. ☒ **Place of Use**
Should be: **Place of use should not include land in Sections 16, 20 or 21 of T5N, R41E. Alternatively, if the place of use is deemed to include such sections, condition C18 should be amended to reflect period of use as follows: 2.0 cfs available 4/1-6/20 and 1.0 cfs available 06/21-10/31.**
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 OBJECTION(S): Protestants disagree with the claimed place of use in Section 16, 20 and 21 of T5N, R41E. In addition, the claimed place of use is inconsistent with the Adjudication Recommended Right Report for Water Right Nos. 22-4195 and 22-13479.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of)

Thomas J. Budge, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

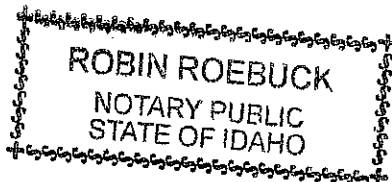
That I am the party/claimant filing this objection as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

/
(Signature of person filing objection)

Thomas J. Budge
(Attorney signing in representative capacity)

Subscribed and sworn to before me on this 20th day of July, 2007.

Robin Roebuck
Notary Public for Idaho
Residing at: Pocatello
My Commission Expires: 8/18/2012



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 July 20, 2007, I mailed the original and copies of this response, 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: Woodmansee Johnson Canal Co., c/o O. Russell Wilding
Address: 3560 E 3000 N
Sugar City, Idaho 83448

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 & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf