

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 47-2478

(Insert water right number)

STANDARD FORM 1  
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Address:

Daytime Phone:

Ken Mulberry

PO Box H

Kimberly, ID 83341

423-5555

Name & Address of Attorney, if any:

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

Name:

Address:

Robert or Kathi Meyers

3024 Woodridge Dr.

Twin Falls, ID 83301

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: Ben or Jennifer Mulberry and Robert or Kathi Meyers
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 Year**  
Should be: \_\_\_\_\_
9. ☒ **Place of Use**  
Should be: See map

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):** \_\_\_\_\_

Water Co-mingled and pumped through  
mainline over entire farm  
\_\_\_\_\_  
\_\_\_\_\_

Dear Mr. Meyers,

The Idaho Department of Water Resources (IDWR) is presently investigating water right claims in the Twin Falls County area in preparation for submittal of Director's Report recommendations to the SRBA Court this Spring. Glen Gier conducted a field exam of the above mentioned water rights in January and met with Kenneth Mulberry to discuss his water use. However, according to Twin Falls County tax lot information, it appears that you are the new owner of the place of use for the above mentioned water rights; 11S 18E S14, 15, 22, & 23. Currently our records show this property belonging Kenneth Mulberry. If you are the owner of this property, please submit to this office a change of ownership form. If no change of ownership form is received, the SRBA recommendation for said water right will be in the name of the previous owner. While the SRBA is active there is no charge to change ownership of water rights, however after these recommendations have been decreed by the SRBA court it will cost \$25 per right to have the ownership changed into your name. I have included a change of ownership form for you to fill out and attach the necessary documentation.

If you have any questions, please feel free to contact this office.

Sincerely,

Amanda Kriwox  
Water Resource Agent  
Idaho Department of Water Resources



2004 imagery of claimed place of use

F.

VERIFICATION (Must be Completed)

State of Idaho)  
)ss.  
County of Twin Falls)

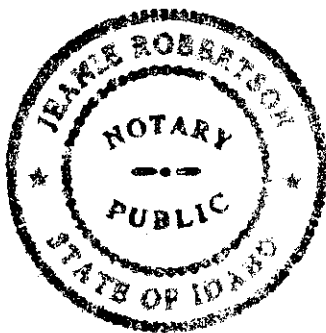
Kenneth A. Mulberry, duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

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.

Kenneth A. Mulberry  
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: Sept. 13, 2007



Jeanne Robertson  
Notary Public for EDWR  
Residing at: Twin Falls, ID.  
My Commission Expires: 1-12-13

## 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 Sept 25 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:

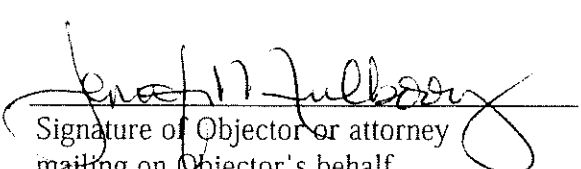
Name: Robert Meyers  
Address: 3024 Woodridge  
Twin Falls, ID 83341

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