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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 75-13717

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Jordan J. Stover

Address: 15 131st Ave S.E.

Lake Stevens, WA 98258

Daytime Phone: 206-617-9890

Name & Address of Attorney, if any:

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

Name: Brian Sopatyk

Address: 913 S. Latah

Boise, ID 83705

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 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):** _____

PLEASE SEE OBJECTION TO RIGHT NUMBER 75-13717 ON THE
FOLLOWING PAGE.

Objection to Right Number 75-13717

Mr. Brian Sopatyk's Water Right Claim Number 75-13717 should be denied.

Ground water as well as surface water can be affected by all sorts of natural as well as man made circumstances. If Claim Number 75-13717 were to be allocated to Mr. Sopatyk it could adversely affect the water availability for all the residents in Upper Gibbonsville.

Mr. Sopatyk as well as other property owners in upper Gibbonsville have wells for their domestic usage and have as members of the Upper Gibbonsville Water Association access to water from Dahlenega Creek which can be used for both domestic and irrigation usage. Residents in Upper Gibbonsville, including Mr. Sopatyk utilize this ditch water on a daily basis as they have been doing for well over a hundred years. Therefore, there is no need for this Right Number 75-13717 to be issued.

F.

VERIFICATION (must be completed)

State of Washington)
 528-98-9885)ss.
County of Snohomish)

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

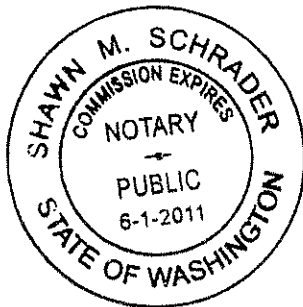
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

[Signature]
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

September 19th 2007



Jordan J Stover
Notary Public for Snohomish County
Residing at: Lake Stevens WA
My Commission Expires: 6-1-11

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: Mr. Brian Sopatyk
Address: 913 S. Latah
Boise, ID 83705

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



Signature of objector or attorney
mailing on Objector's behalf