

**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	<u>37-296A</u>
	)			(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: Indian Creek Ranch Owners Association, Inc.
Address: P.O. Box 3411
Hailey, Idaho 83333
Daytime Phone: (208) 788-9887

Name & Address of Attorney, if any:

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

Name: City of Hailey
Address: 115 S. Main Street #H
Hailey, Idaho 83333

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

General Provisions Basin 37, Part 3, General Provision 1, Attachment 1

1. **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: Indian Creek Spring, which is a separate stream source.
3. ☒ **Quantity**
Should be: Combined quantities with 37-7854 should be described.
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: Combined quantity limitations with 37-7854 during irrigation and non-irrigation seasons should be described.
9. **Place of Use**
Should be: _____
10. ☒ **Other Provisions**
Should be: Right should be listed on Attachment 1 which is referenced in General Provision 1.

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.

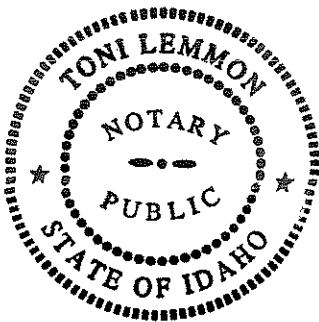
- E. REASONS SUPPORTING OBJECTION(S):** Pursuant to the September 23, 1983 Agreement with the Indian Creek Ranch Owners Association, Inc., 37-7854 together with this right cannot exceed 2.62 cfs during the irrigation season and 3.38 cfs during the non-irrigation season. Indian Creek Spring is tributary to Indian Creek which is a separate streams source based on the Frost Decree.

F. VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Blaine)

Dennis Kavanagh, President, 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.



Dennis Kavanagh
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

11-13-2007
Toni Lemmon
Notary Public for Idaho
Residing at: Ketchum
My Commission Expires: 7/31/09

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 November 13, 2007, I filed the original with the SRBA Court and mailed copies of this Objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court (*via FedEx Overnight Mail*)
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:

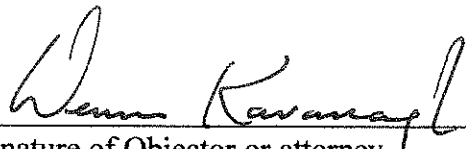
City of Hailey
115 S. Main Street #H
Hailey, Idaho 83333

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
P. O. 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