

COPY

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 63-2632A
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Kasper Land & Cattle, LLC

Address: 3349 Hill Road

Melba, ID 83641

Daytime Phone: 208-495-2102

Name and Address of Attorney, if any:

Bruce M. Smith

Carl J. Withroe

Moore Smith Buxton & Turcke, Chartered

950 West Bannock Street, Suite 520

Boise, ID 83702

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

Name: Kasper Land & Cattle, LLC

Address: 3349 Hill Road

Melba, ID 83641

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: Please see Section E, below
- ☐ 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):** This Objection is filed to clarify place of use for this right as may be affected by the recently discovered claims from the same source, which claims are the subject of the to-be-filed late claims.

F.

VERIFICATION (must be completed)

State of IDAHO)
County of Ada) ss.

CARL J WITHROE, 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 of person filing objection)

Carl J Withroe
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 12/4/07

Cathryn Stahl
Notary Public for State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: 3-6-2012

G.

CERTIFICATE OF MAILING

I certify that on December 4, 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: Kasper Land & Cattle, LLC
Address: 3349 Hill Road
Melba, ID 83641

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 the Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf