

J Evan Robertson
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P.O. Box 1906
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ISB# 1801
lrm\IDWR\mtn late objection

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

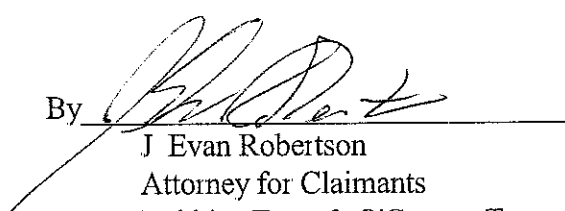
In Re SRBA)
Case No. 39576) MOTION FOR ORDER ALLOWING
FILING OF A LATE OBJECTION
Subcase No. 37-21794

COME NOW the Robbins Trust & O'Connor Trust, Owners of Water Right No 37-21794, by and through their undersigned counsel of record, and move the court for an order allowing the late filing of an objection to said water right, in accordance with the Standard Form 1 Objection attached hereto as Exhibit "A". This Motion is supported by the Affidavit of Robin L. Moore filed concurrently herewith.

DATED this 21st day of December, 2007.

ROBERTSON & SLETTE, PLLC

By


J Evan Robertson
Attorney for Claimants
Robbins Trust & O'Connor Trust

CERTIFICATE OF MAILING

I hereby certify that on this 21st day of December, 2007, I served a copy of the foregoing

instrument, by depositing same in the United States mail, postage prepaid, in an envelope, addressed to the following:

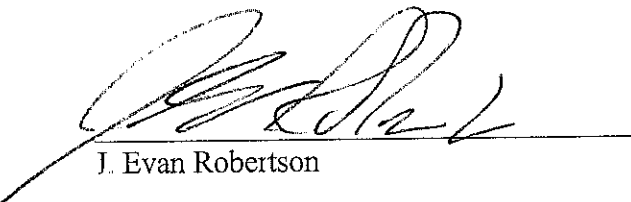
Original to: Clerk of the Court
Snake River Basin Adjudication
253 Third Ave. N. - P.O. Box 2707
Twin Falls, ID 83303-2707

Copies to: Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Dept. of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Robbins Trust & O'Connor Trust
PO Box 48
Bellevue ID 83313



J. Evan Robertson

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 37-21794
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

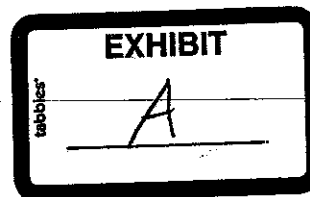
Name: Robbins Trust & O'Connor Trust
Address: P.O. Box 48
Bellevue, ID 83313
Daytime Phone: (208) 788-4000

Name & Address of Attorney, if any:

J. Evan Robertson
P.O. Box 1906
Twin Falls, ID 83301

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

Name: Robbins Trust & O'Connor Trust
Address: P.O. Box 48
Bellevue, ID 83313



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: 12.3 acres irrigated within 22.3 acres shown on attached map
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):** _____

Portion of historically irrigated area was not included in recommendation.

Rights 37-21792, 37-21793 and 37-21473 together comprise original decree 37-120.

This right represents the remaining irrigation within the parcel shown subtracting 37-21473.

F.

VERIFICATION (must be completed)

State of _____)
)ss.

County of _____)

_____, 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

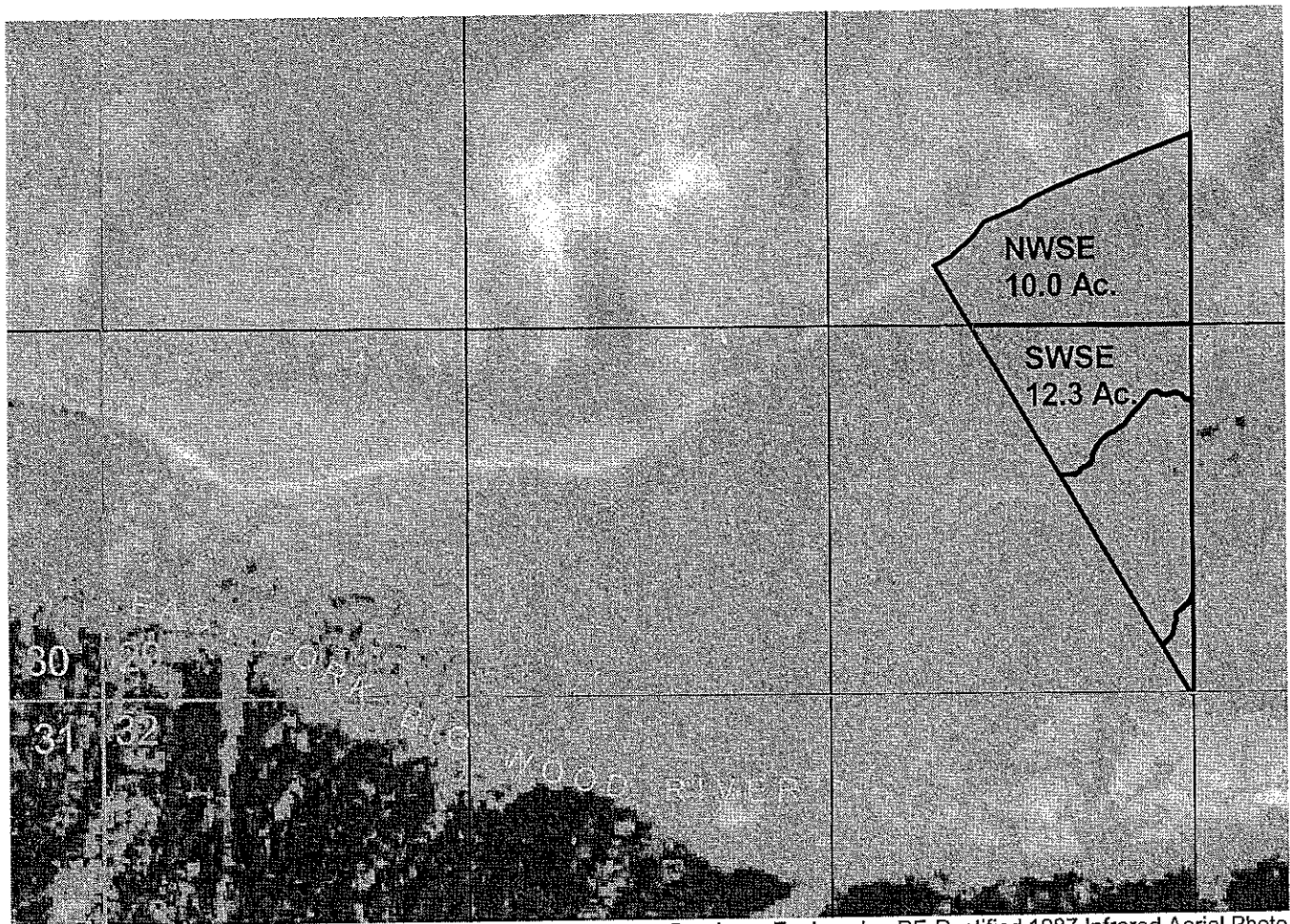
(Signature of person filing objection)

(Attorney signing in representative capacity)

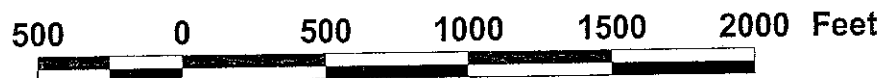
Subscribed and sworn to before me on: _____

Notary Public for _____
Residing at: _____
My Commission Expires: _____

**Robbins Trust & O'Connor Trust
East Fork Property Irrigated Area
(TWP. 4N, RNG. 19E, Sec. 29 & 32)**



Brockway Engineering RE-Rectified 1987 Infrared Aerial Photo



 Irrigated Area (37-21794)

 PLSS Section Lines

 40's



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 _____, 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: Robbins Trust & O'Connor Trust
Address: P.O. Box 48
Bellevue, ID 83313

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