

RECEIVED
APR 28 2008
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: See Attachment A
)
) STANDARD FORM 1
) OBJECTION
)
_____)

B. NAME AND ADDRESS OF PERSON(S) OBJECTING:

Name: MINIDOKA IRRIGATION DISTRICT
Address: 98 WEST 50 SOUTH
RUPERT, ID 83350

Name and Address of Attorney:

Attorney Name: W. KENT FLETCHER
Attorney Address: FLETCHER LAW OFFICE
P.O. BOX 248
BURLEY, ID 83318
Attorney Phone: (208) 678-3250

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

Name: Fremont-Madison Irrigation District
Address: PO Box 15
St. Anthony, ID 83445

OBJECTION

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(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: ____
10. ☐ **Remarks**
Should be: ____
11. **I object because:**

- ☒ This water right should not exist. (Irrigation storage component)
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): No information has been provided to support the claim of an accomplished transfer of the Point of Diversion, Purpose of Use, and Place of Use. The claim for "irrigation storage" and the season of use appears to be an impermissible expansion of the original irrigation water right.

To the extent the water rights are not conditioned or subordinated to other storage water rights in Water District 01 existing as of the date of the alleged "accomplished transfer", that portion of the claim should be dismissed.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Cassia)

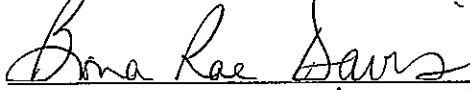
W. KENT FLETCHER, duly sworn, upon oath, deposes and says:

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.


(Attorney signing in representative capacity)



Subscribed and sworn to before me on April 25, 2008


Notary Public for Idaho
Residing at: Burley
My Commission Expires: 7/5/2008

CERTIFICATE OF MAILING

I certify that on April 25, 2008, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant and parties who filed the objections at the following address:

Name: Fremont-Madison Irrigation District
Address: PO Box 15
St. Anthony, ID 83445

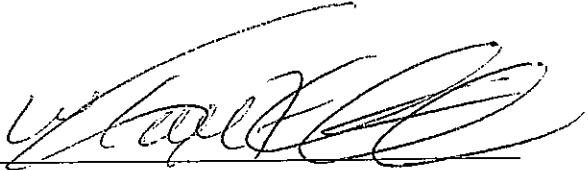
3. Copies to:

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

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

United States Department of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, Idaho 83724

Jerry R. Rigby
P.O. Box 250
Rexburg, Idaho 83440-0250


W. Kent Fletcher

ATTACHMENT A

21-24A
21-26A
21-27A
21-120A
21-121A
21-122A
21-123A
21-124A
21-125A
21-126A