

August 1, 2008

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

Reference: Request for motion of late objection water rights Basin 75.

Dear Sirs:

Please consider this letter as a motion to follow late objection to disallowance of my water right #75-4501 in Basin 75. Please file this letter with my objection and bring to the attention of the presiding judge.

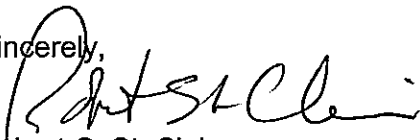
On July 11, 2008, I recently met with Don Schaff of the Idaho Department of Water Resources in Boise and discovered I had missed a deadline to a letter advising me of disallowance of my water claim and consequently missed the deadline to file within the prescribed time.

I have a small rural medical practice in Davenport, Washington that is extremely time consuming with long and irregular hours as well as my duties as State Air Surgeon with the Washington Air National Guard where the last few years have been an extremely time consuming activity due to multiple deployments and reduced medical staffing within the state to accomplish the medical readiness oversight and deployment activities of our units deployed throughout the Middle East and the paperwork described above inadvertently became lost in some of my piles of correspondence and endless stream of paperwork. After discussing the situation with Mr. Don Schaff on the 18th of July, I

became aware of the above situation and was advised that I could file a late objection with the court to hopefully gain an opportunity to present evidence of history and continued irrigation water use on the above water right.

I appreciate the opportunity to file for late objection and if a hearing is necessary or desired, I would request a hearing by telephone and have provided my address and telephone numbers to be advised of a date and time at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "R. St. Clair". The signature is fluid and cursive, with a large initial "R" and a long horizontal stroke at the end.

Robert C. St. Clair
P. O. Box 8
Davenport, WA 99122
Cell phone #509/721-1216 (preferred)
Home phone #509/725-8825

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

75-4501

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Robert C St Clair

Address:

Po Box 8

Davenport WA 99122

Daytime Phone:

(509) 721-1216

Name & Address of Attorney, if any:

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

Name:

Robert C St. Clair

Address:

Po Box 8

Davenport

WA 99122

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: ROBERT C. ST. CLAIR
PO BOX 8
DAVENPORT WA 99122
2. ☐ **Source**
Should be: Cow Creek Tributary to Salmon River
3. ☐ **Quantity**
Should be: 3.1 CFS
4. ☐ **Priority Date**
Should be: 1/01/1979
5. ☐ **Point of Diversion**
Should be: See enclosed photo
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: See enclosed photo
7. ☐ **Purpose(s) of Use**
Should be: Domestic, Irrigation, Stockwater
8. ☐ **Period of Year**
Should be: Domestic 1/01 - 12/31 Irrigation 3/01 - 11/01
Stockwater 11/01 - 12/31
9. ☐ **Place of Use**
Should be: See enclosed photo
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): History of water use
for Domestic irrigation & stockwater dating back
to original Homestead early 1900's - Continued use
of the above

F.

VERIFICATION (must be completed)

State of Washington)
County of Grays Harbor)ss.

Robert C. St. Clair, 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: Aug. 4, 2008



[Signature]
Notary Public for WA
Residing at: Quincy WA
My Commission Expires: ~~11/17~~ 4/19/2009

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 5 August, 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
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:

Address:

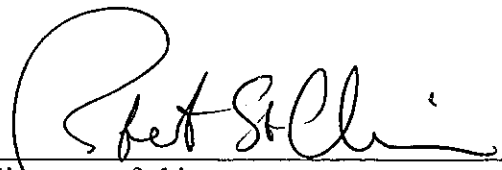
Robert St Clair
Box 8
Davenport WA 99122

3. Copies to:

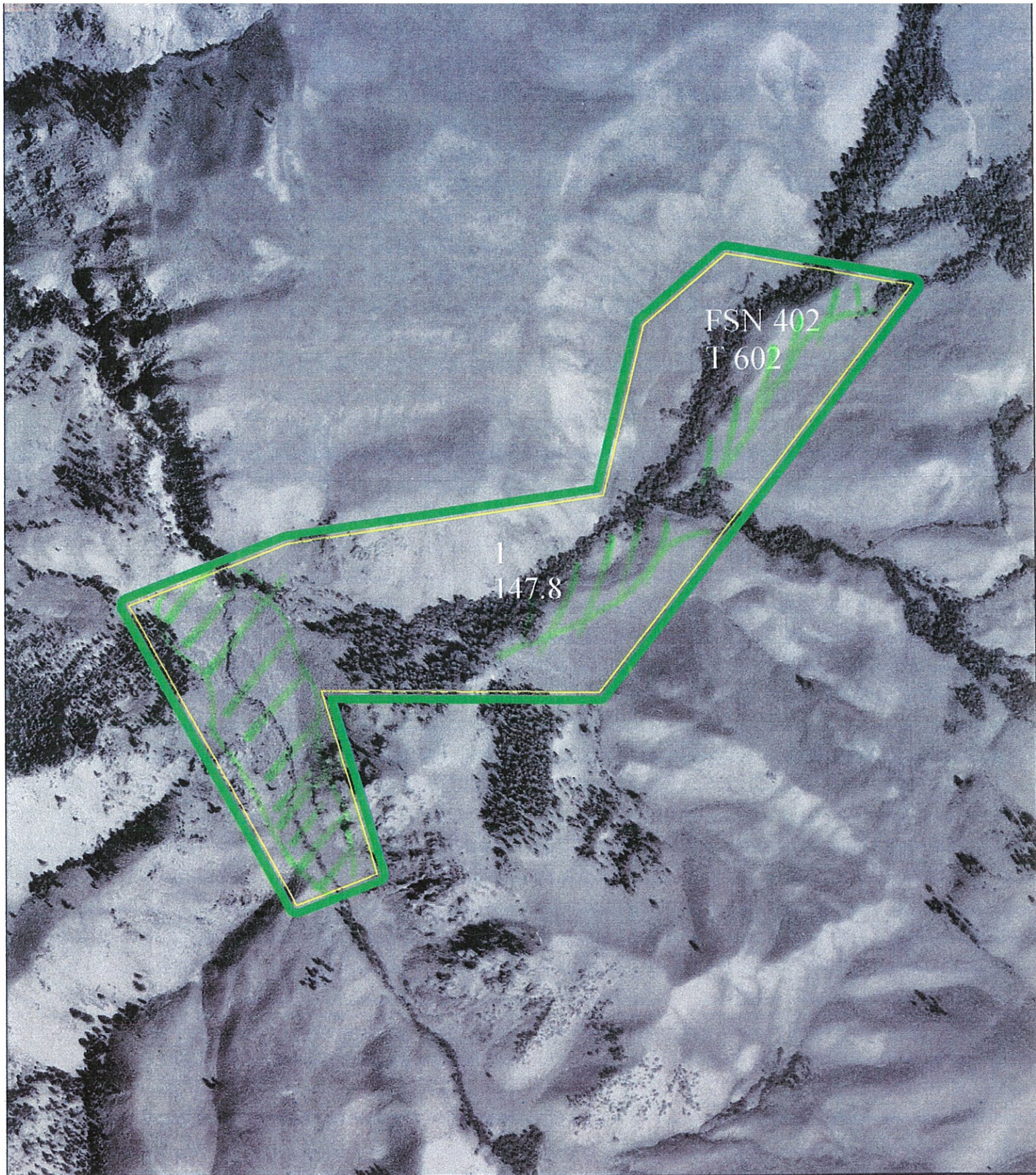
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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



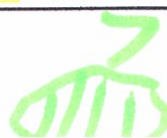
Map of FSN 402 T 602



0.08 0 0.08 0.16 0.24 0.32 Miles

Map Printed: Jan 31, 2005

Clu_a_id059.shp



POINTS of DIVERSION
POINTS of IRRIGATION