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AUG 29 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

37-514

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

Late objection

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

PAT BENNETT

Address:

Box 113

Hill City, Idaho

83337

Daytime Phone:

(208) 764-2216

539-9115 (cell)

Name & Address of Attorney, if any:

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

Name:

1/4 circle LAZY H. INC.

Address:

Bliss Point Cattle Inc.

% Eldon Thompson
1668 Clover Creek Rd.
Bliss, Idaho 83314

% LORNA BARD
345 EAST Spring case Rd.
Bliss, Idaho 83314

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: 2/3 OF STREAM FLOW - 1/3 to PAT BENNET
37-343A Right of
4. ☐ **Priority Date**
Should be: PRIORITY 5-1-1889
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: _____
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): THEY HAVE BEEN DIVERTING ALL OF DYER CREEK FOR YEARS. WE HAVE TOLD THEM ABOUT IT WITH NO RESULTS. THE ONLY SOLUTION WOULD BE TO HAVE A DITCH RIDGE CONTROL THE WATER FLOWS. ALSO THE REASON FOR OUR NOT SHOWING AS MANY ACRES IRRIGATED AS THERE SHOULD BE IS BECAUSE OF THEIR TAKING ALL OF THE WATER.

F.

VERIFICATION (must be completed)

State of IDAHO)
)ss.

County of CAMAS)

PAT BENNETT, 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.

PAT BENNETT
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 8-27-2008

[Signature]
Notary Public for IDAHO

Residing at: FAIRFIELD

My Commission Expires: COUNTY CLERK

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 8-20, 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: Eloon Thompson
Address: 1668 Clover Creek Rd.
Bliss, Idaho 83314

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

Pat Bennett
Signature of objector or attorney
mailing on Objector's behalf