

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 37-4403

(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.

20 Eloan Thompson
1668 CLOVER CREEK RD.
Bliss, Idaho 83314

% LOENA BARD
345 EAST SPRING COVE 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: SHARED with PAT BENNETT for 1 CFS From

4. ☐ Priority Date

Should be: Right Number 37-2158

5. ☐ Point of Diversion

Should be: PRIORITY 11-5-1909

6. ☐ Instream Flow Beginning and Ending Point

Should be: I ALSO HAVE A PAPER HAVING THE 1 CFS BEING PRO.

7. ☐ Purpose(s) of Use

Should be: UP ON IN 1911 so the 1909 is the PRIORITY DATE.

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 DIVERTED ALL THE WATER OUT OF THE SPRING. WE SHOULD BE ENTITLED TO OUR 1 CFS. I THINK A DITCH PLOER WOULD BE THE ONLY WAY TO MAKE SURE WE GET WHAT WATER WE'RE BOTH ENTITLED TO. THEIR TAKING ALL THE WATER ALSO IS THE REASON FOR US NOT SHOWING AS MANY ACRES IRRIGATED AS IT SHOULD.

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: Elton 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

8-19-08

CLERK OF THE DISTRICT COURT

THIS LETTER IS TO EXPLAIN THE REASON FOR FILING A COMPLAINT AFTER THE DATE IT WAS SUPPOSED TO BE FILED. MY MOTHER (EMMA BENNETT) WHO WAS THE ORIGINAL PERSON ON THE WATER RIGHTS PASSED AWAY IN 2006. SHE HAD CANCER SURGERY IN 2004 AND SURVIVED UNTIL 2006. THE PAPERWORK FOR FILING OBJECTIONS WAS MISPLACED UNTIL I RECENTLY CAME UPON IT AND REALIZED IT WAS PAST DUE. THE REASON FOR OBJECTING TO THE WATER RIGHTS IS WE ALSO HAVE A RIGHT ON THE WATER IN THE OBJECTION. I'M SORRY FOR BEING LATE WITH THE OBJECTIONS.

THANK YOU

Pat Bennett

PAT BENNETT

Box 113

Hill City, Idaho

83337