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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 37-22121

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Chris and Jackie Flanigan

Address: HC 64, Box 8028

Ketchum, ID 83340

Daytime Phone: 208-725-5980

Name & Address of Attorney, if any:

Christopher H. Meyer

Givens Pursley LLP

P.O. Box 2720

Boise, ID 83701

208-388-1236

(chrismeyer@givenspursley.com)

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

Name: Chris and Jackie Flanigan

Address: HC 64, Box 8028

Ketchum, ID 83340 (208-725-5980)

SF.1 - Objection

Amended 10/16/97

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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: Unnamed spring
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: Spring located at T5N R17E §10 SESESW
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: _____

11. 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 OBJECTION(S):** This right is currently recommended as an instream stockwater right with a beginning and end point. The right is more accurately described as a diversionary stockwater right in which the point of diversion is the spring located at T5N R17E §10 SESESW. Water under this right is diverted from this spring into a pipe leading to a cistern located in the same ten-acre parcel as the spring (T5N R17E §10 SESESW). From the cistern, the water is moved through a series of channels and pipes to its place of use.

In the alternative, if the right is decreed as an instream stockwater right, the beginning point of the instream diversion is correct (T5N R17E §10 SWSWSE), but the end point should be changed to T5N R17E §10 NESWSE to correspond to IDWR's GIS database which correctly shows the location of the instream use.

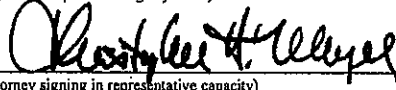
F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Christopher H. Meyer, 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 responding and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

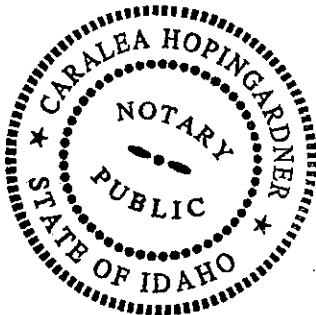
(Signature of person filing objection)

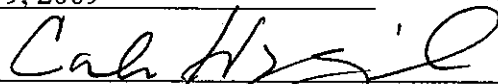


(Attorney signing in representative capacity)

Christopher H. Meyer
Givens Pursley LLP

Subscribed and sworn to before me on: January 9, 2009




Notary Public for Idaho
Residing at: Boise, Id
My Commission Expires: 5/8/2010

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 January 9, 2009, I mailed the original and copies of this response, 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:

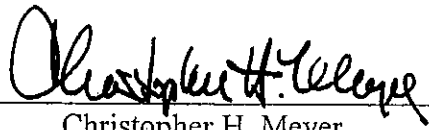
Name: Chris and Jackie Flanigan
Address: HC 64, Box 8028
Ketchum, ID 83340

3. Copies to:

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

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

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



Christopher H. Meyer
Signature of attorney
mailing on Objector's behalf