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APR 29 2009

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

37-11281

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Doug and Lisa Niedrich

Address:

PO Box 291

Hailey Id 83333

Daytime Phone:

208 788 4145

Name & Address of Attorney, if any:

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

Name:

Douglas H Niedrich Lisa A Niedrich

Address:

PO Box 291

Hailey Id 83333

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: 12 CFS
4. ☐ **Priority Date**
Should be: _____
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):** See attached
letter

DOUG AND LISA NIEDRICH
NIEDRICH FAMILY TREE FARM

PO Box 291
Hailey, Idaho 83333
208-788-4145
208-720-2088 cell
208-788-5134 fax

April 27, 2009

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

We would like to request that the SRBA court allow us to file a late objection. We just learned that one of our water rights has been disallowed and we have lost half of our water. Apparently part of reason was the water master for the District 45 canal did not understand that we purchased the property for 37-11281 separately from the property connected with water right 37-113P so he did not deliver that right. Each property had .12 CFS. Now we have a total of .12 CFS. We originally had .24 CFS between the two properties.

During the adjudication we were asked if we would like to combine our water rights. We asked if we would lose any of our water rights and we were told that our water rights would remain the same. Maybe the confusion came from the fact that we have two separate properties next to each other with the same amount of water rights.

We would really appreciate the opportunity to meet with you to remedy the situation as soon as possible.

Thank you for you help.

Doug and Lisa Niedrich

F.

VERIFICATION (must be completed)

State of Idaho)
)ss.

County of Blaine)

Lisa Niedrich , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

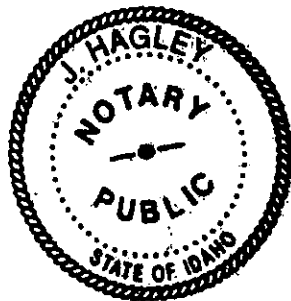
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Lisa Niedrich
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 28th, 2009

J. Hagley
Notary Public for Idaho
Residing at: Blaine County
My Commission Expires: 1/8/2013



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 April 28, 2009 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:

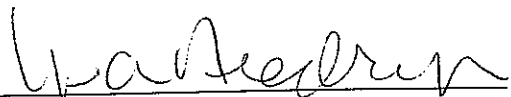
Lisa and Doug Niedrich
PO Box 291
Harley Rd 83333

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