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MAY 19 2011
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

) A. Subcase 37-1198 and 37-22582 (Formerly 37-1200)
) (Now Both Recommended as Water Right 37-22582)

Case No. 39576

)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Alvin V and/or Sally P Shoemaker

Address: P.O. Box 550

Bellevue, ID 83313

Daytime Phone: (208) 788-2921

Name & Address of Attorney, if any:

Robert E. Williams

P.O. Box 168

Jerome, ID 83338

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

Name: Alvin V and/or Sally P Shoemaker

Address: P.O. Box 550

Bellevue, ID 83313

D. I object to the following elements as recommended in the Amended Director's Report dated 4/28/2011. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: July 21st, 1880
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 OBJECTION(S): See Exhibit A attached hereto.

F. VERIFICATION (must be completed)

State of Idaho)

County of Jerome)

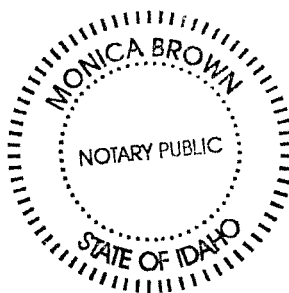
Robert E. Williams, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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 of person filing objection)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: May 17th, 2011



Mon Brown
Notary Public for Idaho
Residing at: Jerome, ID
My Commission Expires: 5-29-2013

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 hereby certify that on May 18th, 2011, 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:

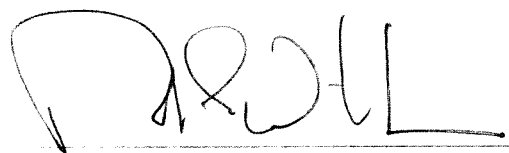
Name: Alvin V and/or Sally P Shoemaker
Address: P.O. Box 550
Bellevue, ID 83313

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 the Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
Mailing on Objector's behalf

EXHIBIT A

The priority date claimed is one (1) day after the priority date for the City of Bellevue's right in Seamans Creek, #37-1208, which is July 20, 1880. The priority date claimed is one (1) day before the claim of Harry Rinker for right # 37-20624, also in Seamans Creek. Summons in the case of Goble vs. Kimbrough was issued June 18, 1890. The Complaint in that case alleged that water from "Seamonds Creek" had been used for ten (10) years prior to that date. A subsequent agreement of the litigants dated 4/21/92 divided "Seamonds Creek" water among Goble, Galbraith, and Kimbrough, who are predecessors in interest to the current claimants of rights in Seamans Creek. The City of Bellevue was involved as Plaintiff in the separate case of Bellevue vs. Goble, et al, begun in 1884, in which its right in Seamans Creek was given a July 20, 1880 priority date. The Complaint in that case and other historical documents establish that competing uses in Seamans Creek began as early as March, 1880.