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DEPARTMENT OF
WATER RESOURCES

9-7

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 02-00103
) (Insert water right no.)
Case No. 39576)
)
)
)
)
)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Cottonwood Mutual Canal Company

Address: C/O Ringert Law, Chartered
P.O. Box 2773
Boise, Idaho 83701

Daytime Phone: (208) 342-4591

Name & Address of Attorney, if any:

Charles L. Honsinger
Daniel V. Steenson
Ringert Law Chartered
P.O. Box 2773
Boise, ID 83701

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

Name: Black Mesa Farms LLC

Address: P.O. Box 82
Glenns Ferry, Idaho 83623

COPY

D. I object to the following elements as recommended in the Director's Report. (Please check the Appropriate box(es)).

1. X **Name and Address**
Should be: N/A
2. X **Source**
Should be: N/A
3. X **Quantity**
Should be: N/A
4. X **Priority Date**
Should be: N/A
5. X **Point(s) of Diversion**
Should be: N/A
6. X **Instream Flow Description**
Should be: N/A
7. X **Purpose(s) of Use**
Should be: N/A
8. X **Period of Year**
Should be: N/A
9. X **Place of Use**
Should be: N/A

10. ☐ **I object because:**

X 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):** The beneficial use that is the alleged basis for this claim occurred between approximately 1963 and 1979. The Cottonwood Mutual Canal Company is the only entity that beneficially used water from the claimed point of diversion at the claimed place of use during that time period. The claimant's beneficial use of water did not begin until long after appropriation by application for permit became mandatory in 1971.

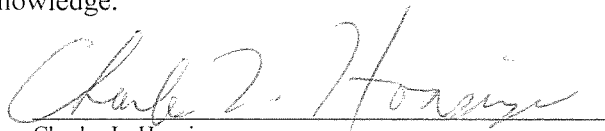
F.

VERIFICATION (must be completed)

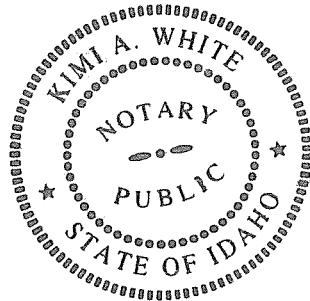
State of Idaho)
) ss.
County of Ada)

Charles L. Honsinger, duly sworn, upon oath, deposes and says:

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.


Charles L. Honsinger

Subscribed and sworn to before me on: September 6, 2011




Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 09/01/12

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will no be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on September 6, 2011, I mailed the original and copies of this objection, including all attachments, to the following persons:

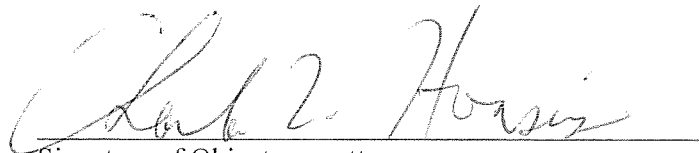
1. Original to:

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

2. Copies to:

Mike Creamer
Michael Lawrence
Givens Pursley
P.O. Box 2720
Boise, ID 83701
Fax: (208)388-1300

Director
Idaho Department of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098
Fax: (208)287-6700

A handwritten signature in cursive script, reading "Clark Z. Hovsis", written over a horizontal line.

Signature of Objector or attorney
mailing on Objector's behalf