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DEPARTMENT OF  
WATER RESOURCES

COPY

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 72-16883**

(Insert water right number)

**Case No. 39576**

## STANDARD FORM 1 OBJECTION

Please fill in the following information:

**B. NAME AND ADDRESS OF PERSON OBJECTING**

Name: Western States Land Management, Inc.

Address: P.O. Box 805

Franktown, CO 80116

Daytime Phone: (303) 663-8875

Name & Address of Attorney, if any:

Dylan Lawrence

Moffatt Thomas Barrett Rock &amp; Fields, Chtd.

P.O. Box 829

Boise, ID 83701-0829

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

Name: Western States Land Management, Inc.

Address: P.O. Box 805

Franktown, CO 80116

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

1. ☐ **Name and Address** Western States Land Management, Inc.  
Should be: P.O. Box 805, Franktown, CO 80116
2. ☐ **Source**  
Should be: Salmon River
3. ☐ **Quantity**  
Should be: 10.9 cfs
4. ☐ **Priority Date**  
Should be: 4/15/1914
5. ☐ **Point of Diversion**  
Should be: T11N, R18E, S14, NWSW, Lot 7
6. ☐ **Instream Flow Beginning and Ending Point**  
Should be: \_\_\_\_\_
7. ☐ **Purpose(s) of Use**  
Should be: Irrigation
8. ☐ **Period of Year**  
Should be: 4/1 - 10/31
9. ☐ **Place of Use**  
Should be: Place of use description is lengthy. Please see Notice of Claim.
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):** Claimant believes this water has  
been historically beneficially used, but did not previously claim because was not aware of the  
discrepancy until improvements in measuring allowed for more accurate measurement.  
See affidavits of Jerome J. Bensing and Wayne Baker.

F.

**VERIFICATION** (must be completed)

State of Idaho )  
 )ss.  
County of Ada )

Dylan Lawrence, 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)

*Dylan Lawrence*  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

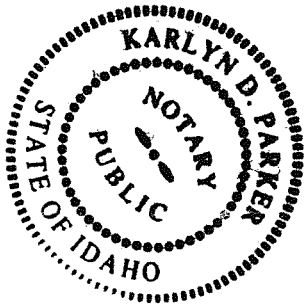
February 19, 2013

*Karlyn D. Parker*

Notary Public for Idaho

Residing at: Boise, Idaho

My Commission Expires: 5/26/15



## 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 February 19, 2013, 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:

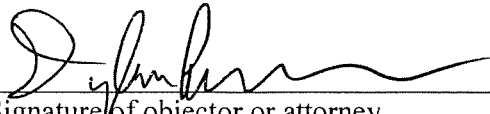
Name: Western States Land Management, Inc.  
Address: P.O. Box 805  
Franktown, CO 80116

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