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FEB 22 2013

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

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)
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)
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A. Subcase 72-16779
(Insert water right no.)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Eddie E. Baker and Eddie E. Baker, Jr.

Address: HC 68 Box 375
Clayton, Idaho 83227

Daytime Phone: 208-838-2318

Name & Address of Attorney, if any:
Daniel V. Steenson (4332)
Sawtooth Law Offices, PLLC
P.O. Box 7985
Boise, ID 83707
(208) 629-7447

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

Name: Eddie E. Baker and Eddie E. Baker, Jr.

Address: HC 68 Box 375
Clayton, Idaho 83227

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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: _____
3. ☒ **Quantity**
Should be: 56.90 cfs, as claimed. The second recommended remark should describe a diversion rate of 19.20 cfs as claimed. The sixth recommended remark regarding diversion rates should be deleted.
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
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: As claimed
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): The basis for the claimed quantity is explained in the Affidavit of Edwin E. Baker, Jr., in Support fo Motion to File Late Notices of Claims. The second recommended remark under "Quantity" should describe the maximum combined diversion rate at the East Fork-15 diversion as 19.20 cfs. The sixth recommended remark under "Quantity" regarding diversion rates is not necessary to define or administer the water right. The remark does not accurately reflect the claimant's diversion of water, is not consistent with law, and will unreasonably impair claimant's ability to properly irrigate the place of use. The place of use should be consistent with claimant's other water rights identified in IDWR's recommendation.

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F. VERIFICATION (must be completed)

State of Idaho)
) ss.
County of Ada)

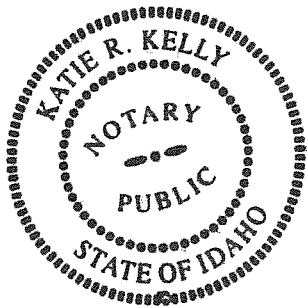
Daniel V. Steenson, duly sworn, upon oath, deposes and says:

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.

Daniel V. Steenson

Daniel V. Steenson

Subscribed and sworn to before me on: February 20, 2013



Kathy R. Kelly

Notary Public for Idaho
Residing at: Oasis, ID
My Commission Expires: 2/20/14

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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.

CERTIFICATE OF MAILING

I certify that on February 20, 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: Eddie E. Baker and Eddie E. Baker, Jr.
Address: HC 68 Box 375
Clayton, Idaho 83227

3. Copies to:

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

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

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



Signature of Objector or attorney
mailing on Objector's behalf