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Department of Water Resources
Adjudication Bureau

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 35976

Case No. 34-00965 A
(Insert water right number)

STANDARD FORM 1

OBJECTION

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. To object to more than one water right, you must file a separate objection form for each. The water right number you are objecting to must be indicated above in the blank space following "Case No." Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the SRBA Court no later than 14 days before the filing deadline to file their pleadings.

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. **Party/Claimant objecting:**

Name: STEVE W. TILBITHS

Address: Box 65 A
Moore, Idaho 83255

Phone: Work: _____ Home: 208-527-3141

Briefly describe your interest in this water right:

I own the ranch on Champagne
Creek to which this water right is a
designated.

If this objection is filed by an attorney:

Attorney Name: _____

Attorney Address: _____

Attorney Phone No.: _____

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

2. **Owner of the water right. You must identify the owner exactly as it appears in the Director's Report:**

Name: STEVEN W. TILBITHS Joyce B. TILBITHS

Address: Box 65 A, Moore, Idaho 83255

13. ☒ Other: I object to: The TOTAL Number of Acres
Allowed and The Total quantity of water.

REASONS SUPPORTING EACH BOX CHECKED

You must state the reason(s) by number for each box checked. You may use additional pages if necessary.

Box 13. See Attachment.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

acres increase to the original acres on
the original decree. 360 acres plus 1" of
water per acre.

Note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

- ☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.

Box 13 1 page

VERIFICATION (Must be Completed)

State of Idaho

County of Butte

STEVE W. THORNTON, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection (as listed on Page 2, Section 2, "Party/Claimant Objecting") as defined by I.C. § 42-1401A(1) and (7), and that I have read this objection, know its contents and that the statements are true to the best of my knowledge and belief.

Steve W. Thornton
Signature of person filing objection

By: Attorney signing in representative capacity

Subscribed and sworn to before me on: December 13, 1995

Steve A. Thompson
Notary Public for Butte Co. State of Ida
Residing at: Waco, Texas 76788
My Commission expires: June 14, 1998

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I hereby certify that on Dec. 13, 1995, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right at the following address:

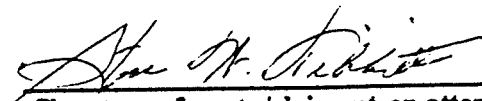
Name: _____
Address: _____

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 033
Boise, Idaho 83734



Signature of party/claimant or attorney

Box 13

My objection is to the total number of acres, and the quantity of water allowed. The adjudication is taking place during an extreme drought. My watershed on Champagne Creek has seen very little snow pack in the past several years. During this time we have only been able to irrigate the ground that we have had water for. We have not irrigated all of the ground that has been irrigated in the past. We ask that the total number of acres recommended in the report include the acres that could be irrigated in a good water year. Our original water right allowed us ample water to irrigate this additional ground. In as much as we have the first right on the creek, we feel that we are justified in this request. The other right on the creek is only a flood right. It only exists in the very early spring during run off. Thank you for your consideration. I apologize for this late objection.

Steve A. Kibbitt
BA 65A
More info. 83255