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APR 29 2019

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 CSRBA

A. Subcase No. 95-9461

Case No. 49576

STANDARD FORM 1
OBJECTION

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Idaho Department of Lands
C/O: Chris Tretter, Program Manager
Address: 3284 W. Industrial Loop
Coeur d'Alene, ID 83815
Phone: 208-769-1525

Attorney Name: LAWRENCE G. WASDEN
Attorney General
Darrell G. Early
Deputy Attorney General
Chief, Natural Resources Division
Shantel M. Chapple Knowlton
(ISB # 9759)
Deputy Attorney General
Attorney Address: P.O. Box 83720
Boise, Idaho 83720-0010
Attorney Phone No.: Telephone: (208) 334-4124

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

Name: SPIRIT BEND WATER ASSOCIATION
Address: STAR ROUTE BOX 52B
SPIRIT LAKE, IDAHO 83869

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:

4. ☐ **Priority Date**

Should be:

5. ☒ **Point of Diversion**

Should be: T53N R04W NE ¼ Sec. 21.

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: NOT LOCATED ON STATE ENDOWMENT LANDS

10. ☐ **General Provision** ☐ Individual Water Right ☐ All Water Rights

☐ Should not be recommended.

☐ This general provision was not recommended but should be recommended as described below.

Should be:

☐ General provision was recommended but should be modified as described below.

Should be:

11. ☐ **I object** because the recommendation contains an accomplished transfer under Idaho Code § 42-1425 resulting in injury to my water right(s) and/or enlargement of the original right.

12. ☐ **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):

Box 5, POD: The recommended POD (T53N R04W SESW Sec. 16) is on State endowment land and there is no well at the recommended location. After examination, the Department of Lands believes the well at issue is actually located at T53N R04W NE ¼ Sec. 21.

Box 9, POU: The recommended POU includes State endowment land in T53N R04W Sec. 16. No permit has been granted by the State and no houses in the subdivision are located on State endowment land.

(Signature of person filing objection)



(Attorney signing in representative capacity)

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 April 26, 2019, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:
CLERK OF THE DISTRICT COURT
COEUR D' ALENE -SPOKANE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, ID 83303- 2707

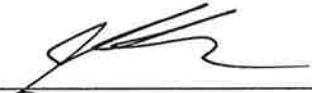
2. One copy to the claimant of the water right at the following address:

SPIRIT BEND WATER ASSOCIATION
STAR ROUTE BOX 52B
SPIRIT LAKE, IDAHO 83869

3. Copies to

IDWR DOCUMENT DEPOSITORY
PO BOX 83720
BOISE, ID 83720-0098

UNITED STATES DEPT. OF JUSTICE
ENVIRONMENT & NATURAL
RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724



Signature of Objector or attorney mailing on
Objector's behalf