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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. 95-16503

Case No. 49576

STANDARD FORM 1  
OBJECTION

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho  
Address: P.O. Box 83720  
Boise, ID 83720-0010  
Phone: 208-334-2400

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: Michael M. Strong  
Address: E. 14626 Brevier Rd  
Spokane, WA 99217

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:
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:
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: SEE BELOW  
☐ 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 10, Remarks: According to the Director's Recommendation, water right no. 95-16503 originated as all or part of water right no. 95-4257 which was decreed in the Final Decree issued in *In the Matter of the General Determination of the Rights to the Use of the Surface Waters of Twin Lakes, Including Tributaries and Outlets*, Civil Case No. 32572, 1st Jud. Dist. Idaho, Kootenai County (April 19, 1989) [hereinafter *Twin Lakes Adjudication*]. The following remark, adapted from Conclusion of Law No. 17 included in the Final Decree in the *Twin Lakes Adjudication*, is necessary for the administration of water right no. 95-16503:

With respect to Water Right No. 95-734, this water right and other water rights on the unnamed stream that is currently tributary immediately above the outlet at the lower end of Lower Twin Lake will be administered as if the stream were tributary to Rathdrum Creek immediately below the outlet.

Conclusion of Law No. 17 is attached hereto as Attachment A.

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(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 June 19, 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:

MICHAEL M STRONG  
E 14626 BREVIER RD  
SPOKANE WA 99217

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



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Signature of Objector or attorney mailing on  
Objector's behalf

## ATTACHMENT A

Conclusion of Law No. 17, excerpted from the *Final Decree, In the Matter of the General Determination of the Rights to the Use of the Surface Waters of Twin Lakes, Including Tributaries and Outlets*, Civil Case No. 32572, 1st Jud. Dist. Idaho, Kootenai County (April 19, 1989). A copy of the full Final Decree and incorporated documents is available at [https://idwr.idaho.gov/apps/ExtSearch/RelatedDocsWaterDistrictyearwithyear.asp?water\\_dist\\_n=95C&wateryear=](https://idwr.idaho.gov/apps/ExtSearch/RelatedDocsWaterDistrictyearwithyear.asp?water_dist_n=95C&wateryear=).

17. With respect to those rights to the use of water from Rathdrum Creek with a priority prior to April 5, 1906, the unnamed stream that is currently tributary immediately above the outlet at the lower end of Lower Twin Lake will be administered as if the stream were tributary to Rathdrum Creek immediately below the outlet.