

PARSONS, SMITH, STONE, LOVELAND & SHIRLEY, LLP

ATTORNEYS AT LAW

137 WEST 13TH STREET

P.O. Box 910

BURLEY, IDAHO 83318

WILLIAM A. PARSONS

RICHARD K. SMITH

RANDOLPH C. STONE

LANCE A. LOVELAND

DAVID F. SHIRLEY

JASON R. NAESS

SCOTT B. LINDSTROM

**TELEPHONE
(208) 878-8382**

**FAX NO.
(208) 878-0146**

August 9, 2016

RECEIVED

AUG 12 2016

**Idaho Department of Water Resources
650 Addison Ave. W., Suite 500
Twin Falls, ID 83301-5858**

**DEPT OF WATER RESOURCES
SOUTHERN REGION**

**RE: Albion 12 Investments – Transfer No. 79943
Our File No. 13744.150010**

Gentlemen:

Enclosed, for your information, is the Objection to Request for Documents and Request for Hearing, in regards to the above-entitled matter.

Thank you for your courtesies. Should you have any questions please contact me.

Very truly yours,

**PARSONS, SMITH, STONE, LOVELAND
& SHIRLEY, LLP**

Mailed without signature to avoid delay

William A. Parsons

**WAP/sw
Enc.**

RECEIVED

AUG 12 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

William A. Parsons
PARSONS, SMITH, STONE, LOVELAND
& SHIRLEY, LLP
137 West 13th Street
P.O. Box 910
Burley, Idaho 83318
(208) 878-8382 - Phone
(208) 878-0146 - Fax
Idaho State Bar #849
Attorneys for Applicant
(Merriman/Montgomery79943ObjectionDocuments.doc)

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF TRANSFER)
NO. 79943)

IN THE NAME OF:)
ALBION 12 INVESTMENTS LLC)

OBJECTION TO REQUEST FOR
DOCUMENTS & REQUEST FOR
HEARING

Albion 12 Investments LLC, Applicant, objects to the Request for Production of Documents filed by Christopher J. King on the grounds and for the reasons:

1. The Applicant does not have possession, custody or control, or the ability to produce such documents if in fact they exist.
2. The request does not appear to lead to discovery of any admissible evidence.

3. If the documents do exist they are not reasonably accessible because of undue burden or cost.

4. The Certificate of Mailing does not show that it was sent to all parties to the proceeding.

5. A Request for Hearing is hereby made on behalf of the Applicant and at the time and convenience set for the Department and the Applicant would consent to a telephonic hearing.

DATED this 8 day of August 2016.

**PARSONS, SMITH, STONE, LOVELAND
& SHIRLEY, LLP**



William A. Parsons
Attorneys for Applicant
137 West 13th Street
Box 910
Burley, ID 83318

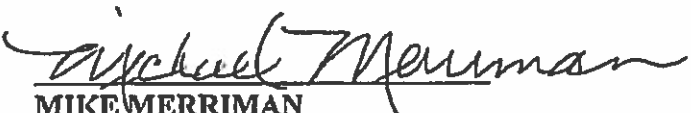
VERIFICATION

STATE OF ARIZONA)
) ss
County of MARICOPA)

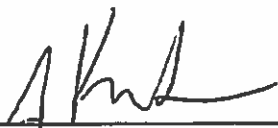
MIKE MERRIMAN, Manager of Albion 12 Investments, LLC, being first
duly sworn on oath, deposes and says:

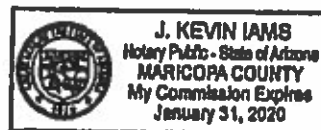
That he is the Applicant in the above-entitled action; that he has read the
contents of the above and foregoing Objection to Request for Documents and Request
for Hearing, and knows the contents thereof and the facts stated therein he believes to
be true.

ALBION 12 INVESTMENTS, LLC


MIKE MERRIMAN
Manager

SUBSCRIBED AND SWORN to before me, this 8th day of AUG
 , 2016.


Notary Public for Arizona
Residing at: 2738 N. 61st Ave #237, Scottsdale, AZ
Comm. Exp.: 1/31/2020 85251



CERTIFICATE OF MAILING

I hereby certify that on the 9 day of August 2016, I served a copy of the foregoing upon the following:

Erick Powell
Brockway Engineering, PLLC
2016 N. Washington St. Ste. 4
Twin Falls, ID 83301-3082

Charlie Honsinger
Honsinger Law PLLC
Box 517
Boise, ID 83701-0517

Christopher J. King
Box 54
940 S. Hwy. 77
Albion, ID 83311-0054

Earl Warthen
1047 S. Hwy. 77
Albion, ID 83311

H. Lee Jolley
Box 21
Albion, ID 83311-0021

Norman L. Smyer
76 S. Hwy 77
Declo, ID 83323

Kevin Smyer
PO Box 482
Albion, ID 83311-0482

by depositing a copy thereof in the United States mail, postage prepaid, in an envelope addressed to the above named persons at the above addresses, their last known addresses.

**PARSONS, SMITH, STONE, LOVELAND
& SHIRLEY, LLP**



William A. Parsons
Attorneys for Applicant
137 West 13th Street
Box 910
Burley, ID 83318