

COPY

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JUN 11 2002  
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     | ) | A. Consolidated Subcase Number:        | 75-13316 |
|                | ) | Ident. Number:                         | 81-10513 |
|                | ) | (Insert the Subcase number from the    |          |
| Case No. 39576 | ) | Objection to which you are responding) |          |
|                | ) |                                        |          |
|                | ) |                                        |          |
|                | ) |                                        |          |
|                | ) | <b>STANDARD FORM 2</b>                 |          |
|                | ) | <b>RESPONSE TO OBJECTION</b>           |          |
|                | ) |                                        |          |
|                | ) |                                        |          |
|                | ) |                                        |          |

Please **print or type** the following information:

**B. NAME AND ADDRESS OF PERSON RESPONDING**

Name: State of Idaho, Department of Lands  
Address: 700 W. Jefferson, Room 210  
P.O. Box 44449  
Boise, Idaho 83711-4449  
Phone: Work: (208) 334-2400 Home: N/A

Name & Address of Attorney if any  
Attorney Name: ALAN G. LANCE  
Attorney General  
CLIVE J. STRONG  
Deputy Attorney General  
Chief, Natural Resources Division  
DAVID J. BARBER  
Deputy Attorney General  
Attorney Address: Office of the Attorney General  
700 W. Jefferson, Room 210  
P.O. Box 44449  
Boise, ID 83711-4449  
Attorney Phone No. (208) 334-2400

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING**

Name: See ATTACHMENT A: LIST OF OBJECTORS

Address:

**D. I am responding to the objections to the following elements. (Please check the appropriate box(es))**

1. ☐ **Name and Address**

2. ☐ **Source**

3. ☒ **Quantity**

4. ☐ **Priority Date**

5. ☐ **Points of Diversion**

6. ☐ **Instream Flow**

7. ☐ **Purpose(s) of Use**

8. ☐ **Period of Year**

9. ☐ **Place of Use**

10. ☐ **Consumptive Use**

**11. Recommendation**

☐ This water right should not exist

☐ This water right was not recommended, but should be recommended with the elements described above.

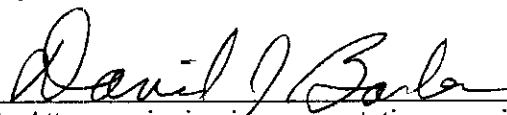
**VERIFICATION (Must be Completed)**

State of Idaho    )  
                          ) ss  
County of Ada    )

DAVID J. BARBER, Deputy Attorney General, being first duly sworn, upon oath, deposes and says:

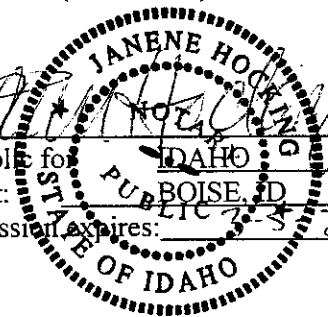
That the State of Idaho in both its sovereign and proprietary capacity is filing this response and that I am a Deputy Attorney General authorized to represent the State of Idaho, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

ALAN G. LANCE  
Attorney General  
CLIVE J. STRONG  
Deputy Attorney General  
Chief, Natural Resources Division  
DAVID J. BARBER  
Deputy Attorney General

  
By Attorney signing in representative capacity

Subscribed and sworn to before me on: June 10, 2002  
(Insert Date)

  
Notary Public for IDAHO  
Residing at: BOISE, ID  
My commission expires: 3-5-2003



## INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

### F. CERTIFICATE OF MAILING

I certify that on June 10, 2002, I caused the original and copies of the foregoing response, including all attachments, to be served on the following persons:

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

HAND DELIVERED  
BY COURIER

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

United States of America  
on behalf of the USDA Forest Service  
550 W. Fort Street, MSC 33  
Boise, ID 83724

US Mail

3. Copies to:

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

STATEHOUSE MAIL

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

(not applicable)

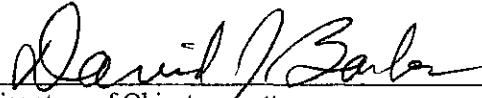
United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

U.S. MAIL

Laurence ("Laird") J. Lucas  
William M. Eddie  
Land and Water Fund of the Rockies  
PO Box 1612  
Boise, ID 83701-1612

U.S. Mail

Other parties listed on the SRBA Wild and Scenic Certificate of Service as of June 10, 2002 via the US mail.

A handwritten signature in cursive script, appearing to read "David J. Barber", is written over a horizontal line.

Signature of Objector or attorney  
Mailing on Objector's behalf

# Certificate of Mailing for Wild and Scenic River Claims (75-13316)

---

ALBERT P. BARKER  
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JERRY R. RIGBY  
RAY W. RIGBY  
RIGBY, THATCHER, ANDRUS, RIGBY  
KAM & MOELLER, CHTD.  
PO BOX 250  
REXBURG, ID 83440-0250

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## **ATTACHMENT "A"**

### **LIST OF OBJECTORS:**

Gene Bray  
5654 El Gato Lane  
Meridian ID

Phyllis K. Kochert  
10230 West Amity Road  
Boise ID 83709

Alma Marie Osborn  
4 Shaw Mesa  
Stanley ID

Bonnie Schonefeld  
RT 1 Box 195  
Kooskia ID 83539

Thomas R. Stuart III  
2301 Hillway Drive  
Boise ID 83702

Idaho Rivers United  
PO Box 633  
Boise ID 83701

The Wilderness Society  
2600 Rosehill, Suite 201  
Boise ID 83705

### **NAME AND ADDRESS OF ATTORNEY:**

Laurence ("Laird") J. Lucas  
Williams M. Eddie  
Land and Water Fund of the Rockies  
PO Box 1612  
Boise, ID 83701-1612