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JAN - 8 2004

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  
Case No. 39576

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)  
)  
)  
)  
)

A. Subcase 29-11277  
  
STANDARD FORM 2  
RESPONSE TO OBJECTION

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

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

Name: Portneuf Irrigating Company  
Address: C/O Connie Marie Jons  
P.O. Box 157, Arimo, Idaho 83214  
Daytime Phone: (208)254-3181

Name and Address of Attorney, if any:

R.C. Stone  
P.O. Box 910  
Burley, Idaho 83318

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

Name: Lava Irrigation Company, Limited (The)  
Address: P.O. Box 182  
Lava Hot Springs, Idaho 83246

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. ☐ Point(s) of Diversion
- 6. ☐ Instream Flow Description
- 7. ☒ Purpose(s) of Use
- 8. ☒ Period of Year
- 9. ☒ Place of Use

11. **Recommendation:**

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

E. **VERIFICATION (Must be Completed)**

State of Idaho )  
 )ss.  
County of Cassia )

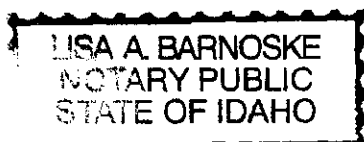
R.C. Stone, duly sworn, upon oath, deposes and says:  
(Name of person filing response)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

\_\_\_\_\_  
(Signature of person filing response)

[Signature]  
\_\_\_\_\_  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: January 6, 2004



Notary Public for [Signature]  
Residing at: [Signature]  
My commission Expires: [Signature]

## 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.

### F. CERTIFICATE OF MAILING

I certify that on January 6, 2004, ~~2003~~, I mailed the original and copies of this response, including all attachments, to 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, ID 83303-2707

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

Name: Portneuf Irrigating Company  
Address: C/O Connie Marie Jons, P. O. Box 157, Arimo, Idaho 83214

3. One copy to the party who filed the objection at the following address:

Name: Lava Irrigation Company, Limited (The)  
Address: P.O. Box 182, Lava Hot Springs, Idaho 83246

4. Copies to:

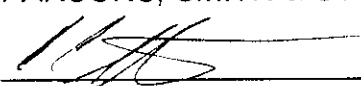
IDWR Document Depository  
P.O. Box 83720  
Boise, ID 83720-0098

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

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

Jerry R. Rigby  
P.O. Box 250  
Rexburg, Idaho 83440

PARSONS, SMITH & STONE, LLP

  
\_\_\_\_\_  
R. C. Stone  
Attorneys for Portneuf Irrigating Company  
P.O. Box 910  
Burley, Idaho 83318