

FEB 10 2003

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE ~~Department of Water Resources~~
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case 39576

Subcase 37-2499 *et al*

(Insert the Subcase number from the
Objection to which you are responding)

STANDARD FORM 2

RESPONSE TO OBJECTION

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

B. NAME AND ADDRESS OF PERSON RESPONDING:

Name: Idaho Power Company
Address: P.O. Box 70
Boise, ID 83707
Phone: 208-388-2905

Name and Address of Attorney, if any:

Attorney Name: John K. Simpson
Attorney Address: Barker Rosholt & Simpson LLP
P.O. Box 2139
Boise, ID 83701-2139
Attorney Phone No: 208-336-0700
Idaho State Bar # 4242

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

Name: Faulkner Land & Livestock Co., Inc.
Address: 1989 S. 1875 E.
Gooding, ID 83330

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**
7. ☒ **Purpose(s) of Use**
8. ☐ **Period of Year**
9. ☐ **Place of Use**
11. **Recommendation**
 - ☐ This water right should not exist
 - ☐ This water rights was not recommended, but should be recommended with the elements described above.

Comments: The objection filed by the North Snake Ground Water District in the "more definite statement" filed on January 10, 2003 fail to identify the specificity the basis for the objection, what should be included in the water rights decree and to what rights the provision would apply. The Respondent does not object to consideration of this issue as a general provision for Basin 37. At this point in time the Respondent objects to any broader application of the objection.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

John K. Simpson, being first duly sworn, upon oath, deposes and says:

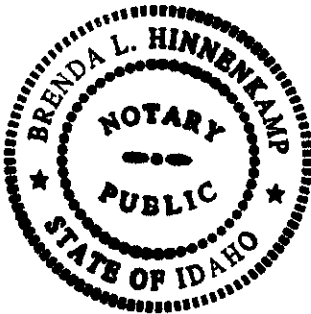
That I am the party/claimant filing this response (as listed on Page 2, Section 1, "Party/Claimant responding"), that I am a water claimant or party in this proceeding as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant responding, and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing response



Attorney signing in representative capacity

Subscribed and sworn to before me on: February 7th, 2003.



Brenda L. Hinnenkamp
Notary Public for Boise, Idaho
Residing at: Idaho
My Commission expires: 9/11/2004

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.

CERTIFICATE OF MAILING

I certify that on February 7, 2003 I mailed the original and copies of this response, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1.  Original to: Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707
2. One copy to the claimant of the water right at the following address:

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

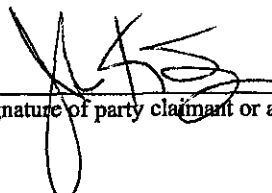
Name: Faulkner Land & Livestock Co., Inc
Address: 1989 S. 1875 E.
Gooding, ID 83330

Name: Josephine Beeman
Address: Beeman & Associates
409 W. Jefferson St.
Boise, ID 83702
4. Copies to:

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

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

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449



Signature of party claimant or attorney