

Name: Black Jack Ranch, Inc.

Attorney Name & Address: ROGER D. LING
LING, ROBINSON & WALKER
615 H Street, P. O. Box 396
Rupert, Idaho 83350-0396
ISB No. 1018

**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. Subcase No. 45-00290

Case No. 39576

STANDARD FORM 2
RESPONSE TO OBJECTION

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

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Black Jack Ranch, Inc.
Address: P. O. Box 177
Albion, Idaho 83311
Daytime Phone: (208) 673-6634

Name & Address of Attorney, if any:
Attorney Name: Roger D. Ling
Ling, Robinson & Walker
Address: P. O. Box 396
Rupert, Idaho 83350
Phone Number: (208) 436-4717

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

Name: Earl Warthen
Address: P. O. Box 145
Albion, Idaho 83311

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. (See explanation on page 4 attached hereto)

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

E. VERIFICATION (Must be Completed)

State of Idaho _____)
) ss. _____
County of Minidoka _____)

Roger D. Ling, duly sworn, upon oath, deposes and says:

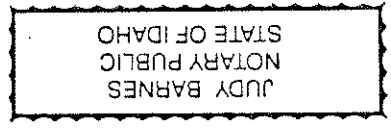
(Name of person filing response)

That I am the party/claimant filing this response 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 that the statements are true to the best of my knowledge and belief.

(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: March 2, 2005.



Notary Public for the State of Idaho
Residing at: Rupert, Idaho
My Commission expires: 02-12-2011

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 parties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

I hereby certify that on March 2, 2005, 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, Idaho 83303-2707

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

Name Black Jack Ranch, Inc.
Address: P. O. Box 177
Albion, Idaho 83311

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

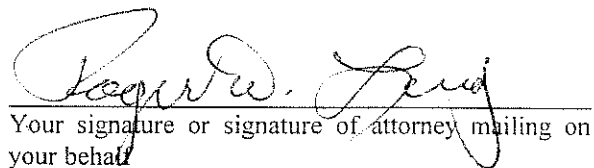
Name:	Earl Warthen	Norman Semanko/Travis Thompson
Address:	P. O. Box 145	113 Main Avenue West, Suite 303
	Albion, ID 83311	Twin Falls, ID 83301

4. Copies to:

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

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

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


Your signature or signature of attorney mailing on
your behalf

D. 11. EXPLANATION

Claimant denies that there has been an abandonment or forfeiture of this water right or any part or portion thereof.