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JUN 23 2006

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. Subcase 63-29716
) (Insert water right no.)
Case No. 39576)
)
)
)
)
)
)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: THE TERTELING CO. INC.

Address: 1665 Hill Road
Boise, Idaho 83702

Daytime Phone: (208) 338-5200

Name & Address of Attorney, if any:
Charles L. Honsinger
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

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

Name: Boise Warm Springs Water District
Address: 2440 Old Penitentiary Road
Boise, Idaho 83712

COPY

D. I am responding to the objections to the following elements as recommended in the Director's Report. (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
10. ☐ Recommendation:

X This water right should not exist.

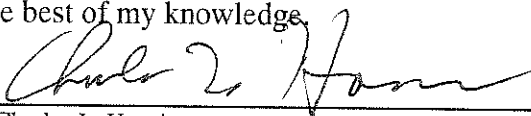
☐ This water right was not recommended, but should be recommended with the elements described above.

E. **VERIFICATION (must be completed)**

State of Idaho)
) ss.
County of Ada)

Charles L. Honsinger, duly sworn, upon oath, deposes and says:

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 objecting and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.



Charles L. Honsinger

Subscribed and sworn to before me on:

June 22, 2006



Kim A. White

Notary Public for Idaho

Residing at: Boise, Idaho

My Commission Expires: 04/01/10

CERTIFICATE OF MAILING

I certify that on June 22, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

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. Copies to:

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

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

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

Bruce Smith
Moore Smith Buxton & Turcke
225 N. Ninth Street, Ste. 420
Boise, ID 83702

UNITED STATES OF AMERICA
United States Department of the Interior
U.S. Geological Survey
230 Collins Road
Boise, Idaho 83702-5420

Charles Z. Horn

Signature of Respondent or attorney mailing on
Respondent's behalf