

HOLLAND & HART<sup>LLP</sup>



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DEPARTMENT OF  
WATER RESOURCES

COPY

July 19, 2006

VIA OVERNIGHT DELIVERY

Clerk of the Court  
Snake River Basin Adjudication  
253 3rd Avenue North  
Twin Falls, Idaho 83303-2707

Re: Notice of Appearance, Case No. 39576;  
Subcases No. 27-02050 and 27-02053

Dear Clerk:

With this letter I am transmitting for filing with the Court in the above referenced action, an original Notice of Appearance on behalf of *Water Right Claimant FMC Production LLC*, for both Subcases referenced above.

Also enclosed for filing with the Court in the above referenced action are an original Standard Form 2 Response to each of the Objections filed by the Shoshone-Bannock Tribe against the water rights claims in the above referenced Subcases. FMC Production LLC was not provided a copy of the Objections. The Objections were sent only to Nu-West Industries. The water rights subject of the Subcases are both jointly owned, in undivided interests, by Nu-West Industries and FMC Production LLC. Nu-West Industries has filed responses to the Objections. The enclosures are responses filed on behalf of FMC Production LLC.

I have been retained by FMC Production LLC to represent their interests in the adjudication of the water right claims referenced by the Subcases.

Sincerely,

HOLLAND & HART<sup>LLP</sup>

  
Linda B. Jones

LBJ:lka  
Enclosures  
3581076\_1.DOC

Holland & Hart<sup>LLP</sup>

Phone [208] 342-5000 Fax [208] 343-8869 [www.hollandhart.com](http://www.hollandhart.com)

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**Parties' Names:** FMC Production LLC

**Attorney Name & Address:**

Linda B. Jones  
HOLLAND & HART <sup>LLP</sup>  
Suite 1400, U.S. Bank Plaza  
101 S. Capitol Boulevard  
Post Office Box 2527  
Boise, Idaho 83701  
Telephone: (208) 342-5000  
Idaho State Bar No. 4125

**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

)  
) Subcase Nos. 27-02050 and 27-2053  
)  
)  
)  
)  
)

**NOTICE OF APPEARANCE**

\_\_\_\_\_  
The firm of Holland & Hart <sup>LLP</sup> hereby enters an appearance on behalf of FMC Production LLC in the above-captioned case and subcases. All notices and correspondence may be directed to the attention of:

Linda B. Jones  
Holland & Hart <sup>LLP</sup>  
PO Box 2527  
Boise, Idaho 83701

Respectfully submitted this 19th day of July, 2006.

HOLLAND & HART <sup>LLP</sup>

By



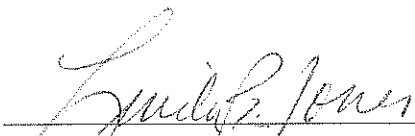
\_\_\_\_\_  
Linda B. Jones, for the firm  
Attorneys for FMC Production LLC

## CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of July, 2006, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

|                                                                                                                                                                                                  |                                                                                                                                                                                |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Original to:</b><br>Clerk of the District Court<br>Snake River Basin Adjudication<br>P.O. Box 2707<br>Twin Falls, ID 83303-2707                                                               | <input type="checkbox"/> U.S. Mail<br><input type="checkbox"/> Hand Delivered<br><input checked="" type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Telecopy (Fax) |
| <b>Copies to:</b><br>Shoshone-Bannock Tribes<br>Fort Hall Indian Reservation<br>Business Council<br>P.O. Box 306<br>Fort Hall, ID 83203<br><i>Party Filing Objection</i>                         | <input checked="" type="checkbox"/> U.S. Mail<br><input type="checkbox"/> Hand Delivered<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Telecopy (Fax) |
| Nu-West Industries, Inc.<br>DbA Agrium Conda Phosphate<br>c/o Zach C. Miller, Esq.<br>Davis Graham & Stubbs LLP<br>1500 17th Street, Ste. 500<br>Denver, CO 80202<br><i>Water Right Claimant</i> | <input checked="" type="checkbox"/> U.S. Mail<br><input type="checkbox"/> Hand Delivered<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Telecopy (Fax) |
| Mr. Rob Hartman<br>FMC Production LLC<br>P.O. Box 4111<br>Pocatello, ID 83205<br><i>Water Right Claimant</i>                                                                                     | <input checked="" type="checkbox"/> U.S. Mail<br><input type="checkbox"/> Hand Delivered<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Telecopy (Fax) |
| Chief, Natural Resources Division<br>Office of the Attorney General<br>State of Idaho<br>P.O. Box 44449<br>Boise, ID 83711-4449                                                                  | <input checked="" type="checkbox"/> U.S. Mail<br><input type="checkbox"/> Hand Delivered<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Telecopy (Fax) |
| United States Department of Justice<br>Environment & Natural Resource Division<br>550 West Fort Street MSC 033<br>Boise, ID 83724                                                                | <input checked="" type="checkbox"/> U.S. Mail<br><input type="checkbox"/> Hand Delivered<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Telecopy (Fax) |
| IDWR Document Depository<br>322 East Front Street<br>P.O. Box 83720<br>Boise, ID 83720-0098                                                                                                      | <input checked="" type="checkbox"/> U.S. Mail<br><input type="checkbox"/> Hand Delivered<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Telecopy (Fax) |

|                                                                                                          |                                                                                                                                |                                                                 |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|
| Jeannette Wolfley<br>202 N. Arthur<br>Pocatello, ID 83204<br><i>Attorney for Shoshone-Bannock Tribes</i> | <input checked="checked" type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/> | U.S. Mail<br>Hand Delivered<br>Overnight Mail<br>Telecopy (Fax) |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|

  
for HOLLAND & HART LLP

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