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JUL 28 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 No. 21-12919  
)  
Case No. 39576 ) **STANDARD FORM 2**  
) **RESPONSE TO OBJECTION**  
)

B. NAME AND ADDRESS OF PERSON RESPONDING:

Name: American Falls Reservoir Dist. #2  
Address: 112 S. Apple St.  
Shoshone, ID 83352

Name and Address of Attorney:

Attorney Name: C. Tom Arkoosh  
Attorney Address: Arkoosh Law Offices, Chtd.  
301 Main St.  
P.O. Box 32  
Gooding, ID 83330  
Attorney Phone: (208) 934-8872

C. NAME AND ADDRESS OF PERSON(S) WHO FILED OBJECTION TO WHICH YOU ARE RESPONDING:

|          |                            |                      |
|----------|----------------------------|----------------------|
| Name:    | Fremont Madison Irrigation | Southeast Canal Co.  |
| Address: | P.O. Box 250               | P.O. Box 15          |
|          | Rexburg, ID 83440-0250     | St Anthony, ID 83445 |

D. I am responding to the objection(s) to the following elements:

1. ☐ Name and Address
2. ☒ Source

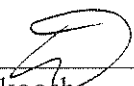
3. ☐ Quantity
4. ☒ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☒ Place of Use
10. ☒ Claimant's Proposed General Provisions  
Although the Objections do not request any general provisions, to the extent the Objectors' seek to have any of the references in their Objections incorporated into the partial decree as "general provisions", the Respondents object to the same.
11. Recommendation:
  - ☐ This water right should not exist
  - ☐ This water right was not recommended, but should be recommended with the elements described above.

VERIFICATION

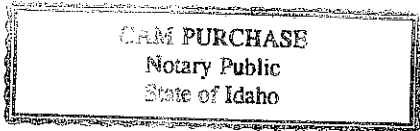
State of IDAHO       )  
                              ) ss.  
County of Gooding    )

C. TOM ARKOOSH, duly sworn, upon oath, deposes and says:

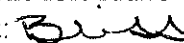
That I am the party/claimant filing this response, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding, and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

  
\_\_\_\_\_  
C. Tom Arkoosh  
Attorneys for Respondents

Subscribed and sworn to before me on: July 27, 2006



  
\_\_\_\_\_  
Cam Purchase

Notary Public for: Idaho  
Residing at:   
My Commission Expires: 7/16/10

(seal)

## CERTIFICATE OF MAILING

I certify that on July 27, 2006, 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  
P.O. Box 2707  
Twin Falls, ID 83303-2707

2. One copy to the claimant and parties who filed the objections at the following address:

|          |                            |                      |
|----------|----------------------------|----------------------|
| Name:    | Fremont Madison Irrigation | Southeast Canal Co.  |
| Address: | P.O. Box 250               | P.O. Box 15          |
|          | Rexburg, ID 83440-0250     | St Anthony, ID 83445 |

3. Copies to:

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

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

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



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C. Tom Arkoosh