

**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	)	Subcase <u>63-20041</u>
	)	STANDARD FORM 2
Case No. 39576	)	RESPONSE TO OBJECTION
	)	

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

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Boise City Canal Company

Address: PO Box 2157

Boise, ID 83701-2157

Daytime Phone: 208-331-1800 (Attorney)

Name & Address of Attorney, if any:

Bruce M. Smith

Moore Smith Buxton & Turcke, Chtd

950 W. Bannock, Suite 520

Boise, ID 83702

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

Name: United States of America acting through Department of Interior,

Bureau of Reclamation, Regional Director PN Code-3100

Address: c/o David Gehlert

Natural Resources Section

Environment and Natural Resource Division

US Department of Justice

1961 Stout Street – 8th Floor

Denver, CO 80294

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

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

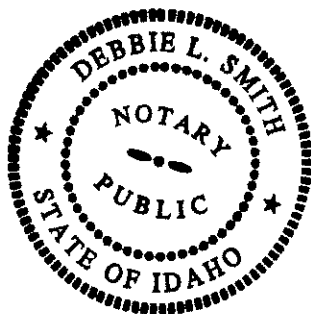
Bruce M. Smith, duly sworn, upon oath, deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by I.C. §§ 42-I401A(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.

(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 14, 2006



Notary Public for Idaho

Residing at: Boise, ID

My Commission Expires: 6/8/07

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 November 13, 2006, I mailed the original and copies of this response, including all attachments, to the following persons:

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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: Boise City Canal Company
PO Box 2157
Boise, ID 83701-2157

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

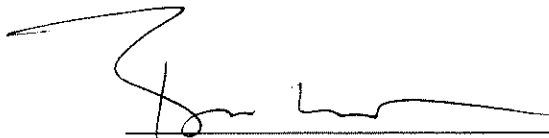
Name: United States of America acting through Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: c/o David Gehlert
Natural Resources Section
Environment and Natural Resource Division
US Department of Justice
1961 Stout Street – 8th Floor
Denver, CO 80294

4. Copies to:

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

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

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



Your signature or signature of attorney
Mailing on your behalf