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DEC 15 2008

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 1-6
	)	
Case No. 39576	)	STANDARD FORM 2
	)	RESPONSE TO OBJECTION
_____	)	

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: American Falls Reservoir District No. 2
Address: 112 S. Apple St.
Shoshone, ID 83352

Name & Address of Attorney:

C. Tom Arkoosh, ISB # 2253
ARKOOSH LAW OFFICES, CHTD.
301 Main Street
Post Office Box 32
Gooding, ID 83330
Telephone: (208) 934-8872
Facsimile: (208) 934-8873

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

See Exhibit A-Objectors represented by:

Name: Robert Harris
Address: Holden, Kidwell, Hahn & Crapo PLLC
P.O. Box 50130
Idaho Falls, Idaho 83405-0310

D. I am responding to the objections to the following elements.

1. Name and Address
Should be: N/A

2. Source
Should be: See recommendation

3. Quantity

Should be: N/A

4. Priority Date

Should be: N/A

5. Point of Diversion

Should be: N/A

6. Instream Flow Beginning and Ending Point

Should be: N/A

7. Purpose(s) of Use

Should be: N/A

8. Period of Year

Should be: N/A

9. Place of Use

Should be: N/A

10. Claimant's Proposed General Provisions

Should be: N/A

11. Recommendation on Response.

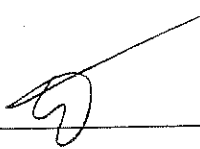
The Directors' Recommendation properly identifies the source element as the Snake River. The source is the direct flow of the Snake River, waters of the state, as recommended and decreed, which includes tributaries and springs flowing into the river, a natural water course, as well as flood or winter flows, when available. The Eagle Decree is res judicata as to the source element.

E. . VERIFICATION

State of Idaho)
)ss.
County of Gooding)

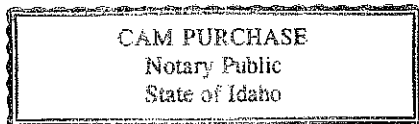
C. Tom Arkoosh, duly sworn, upon oath, deposes and says:

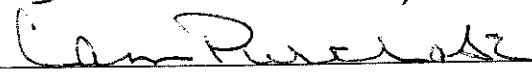
That I am the party/respondent filing this response, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/respondent responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.



C. Tom Arkoosh
Attorney for American Falls Reservoir No. 2

Subscribed and sworn to before me on: December 4, 2006





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

CERTIFICATE OF MAILING

I certify that on December 4, 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
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:

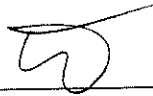
Robert Harris
Holden, Kidwell, Hahn & Crapo PLLC
P.O. Box 50130
Idaho Falls, Idaho 83405-0310

3. Copies to:

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

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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



C. Tom Arkoosh

EXHIBIT A

Objectors:

Mud Lake Water Users, Inc.
1400 E. 1500 N.
P.O. Box 68
Terreton, Idaho 83450

Producers Irrigation Co.
800 E. 2886 N.
Monteview, Idaho 83845

Independent Water Users of Mud Lake
1595 N. 1500 E.
Hamer, Idaho 83425

Jefferson Irrigation District
724 E. 1800 N.
Monteview, Idaho 83845

Monteview Canal Co.
648 E. 2600 N.
Monteview, Idaho 83845