

**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. 1-8           |
|                | ) |                              |
| Case No. 39576 | ) | <b>STANDARD FORM 2</b>       |
|                | ) | <b>RESPONSE TO OBJECTION</b> |
| _____          | ) |                              |

**B. NAME AND ADDRESS OF PERSON RESPONDING:**

Name: Minidoka Irrigation District  
Address: 98 W. 50 S.  
Rupert, ID 83350

Name and Address of Attorney:

Attorney Name: Kent Fletcher  
Attorney Address: Fletcher Law Office  
1200 Overland Avenue  
P.O. Box 248  
Burley, ID 83318  
Attorney Phone: (208) 678-3250

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

Name: U.S., Dept of Interior, B.O.R.  
Address: 1150 N. Curtis Rd., Suite 100  
Boise, ID 83706-1234

**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

11. Recommendation:

☒ This water right should not exist

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

**BRIEF EXPLANATION FOR RESPONSE.**

9. It is believed that all described real property has appurtenant water rights equitably or legally titled in the name of the Minidoka Irrigation District.

11. The water right is decreed in the name of the Minidoka Irrigation District.

## VERIFICATION

State of IDAHO       )  
                              ) ss.  
County of Cassia     )

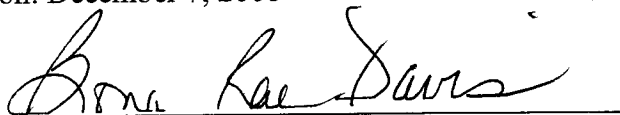
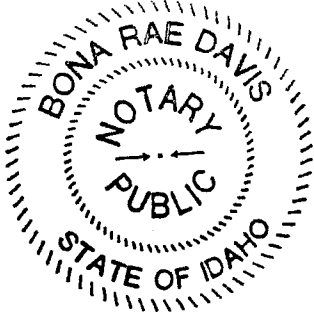
W. Kent Fletcher, duly sworn, upon oath, deposes and says:

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.



W. Kent Fletcher  
Fletcher Law Office  
Attorney for Respondents

Subscribed and sworn to before me on: December 7, 2006



Notary Public for: Idaho  
Residing at: Burley  
My Commission Expires: July 5, 2008

## CERTIFICATE OF SERVICE

I certify that on December 8, 2006, I personally delivered the original to the Clerk of the District Court, Snake River Basin Adjudication, and mailed copies of this response, including all attachments, to the following persons:

1. Original by personal delivery 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: David W. Gehlert, Trial Attorney  
Address: NRS, ENRD  
U.S. Dept of Justice  
1961 Stout Street – 8<sup>th</sup> Floor  
Denver, CO 80294

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

  
W. Kent Fletcher