

RECEIVED  
DEC 27 2006  
DEPARTMENT OF  
WATER RESOURCES

In Re SRBA ) A. Subcase No.: **03-7018**  
 )  
Case No. 39576 )  
 )  
 )  
 )  
 )  
 )  
 )  
 )  
 )

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

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

Name: STATE OF IDAHO  
Address: 700 W. Jefferson, Room 210  
P.O. Box 44449  
Boise, Idaho 83711-4449  
Phone: (208) 334-2400

Name and Address of Attorney, if any:  
 Attorney Name: LAWRENCE G. WASDEN  
 Attorney General  
 CLIVE J. STRONG  
 Deputy Attorney General  
 Chief, Natural Resources Division  
 MICHAEL C. ORR (ISB # 6720)  
 Deputy Attorney General  
 Attorney Address: Office of the Attorney General  
 700 W. Jefferson, Room 210  
 P.O. Box 44449  
 Boise, ID 83711-4449  
 Attorney Phone No. (208) 334-2400  
 Idaho State Bar # 6720

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

Name: Idaho Power Company  
Address: P.O. Box 70  
Boise, Idaho 83707  
Daytime phone: (208) 388-2781

Name & Address of Attorney, if any:  
John K. Simpson  
Barker, Rosholt & Simpson LLP  
P.O. Box 2139  
Boise, ID 83701  
Telephone: (208) 336-0700

James S. Lochhead  
Adam T. DeVoe  
Brownstein Hyatt & Farber PC  
410 17<sup>th</sup> Street, 22<sup>nd</sup> Floor  
Denver, CO 80202  
Telephone: (303) 223-1100

**D.** 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**
10. ☒ **Other:** Idaho Power Company objected to the language included in the second paragraph under "Other Provisions Necessary For Definition Or Administration Of This Water Right" and proposed alternative language.

11. **Recommendation**

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

E. **VERIFICATION (Must be Completed)**

State of Idaho )  
                  ) ss.  
County of Ada)

MICHAEL C. ORR, Deputy Attorney General, being first duly sworn, upon oath, deposes and says:

That the State of Idaho is the party/claimant filing this response as defined by I.C. §§ 42-1401A(1) and (6), that I am a Deputy Attorney General authorized to represent the State of Idaho and that I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

LAWRENCE G. WASDEN  
Attorney General

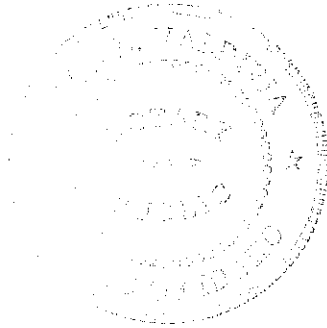
CLIVE J. STRONG  
Deputy Attorney General  
Chief, Natural Resources Division

MICHAEL C. ORR  
Deputy Attorney General

  
By Attorney signing in representative capacity

Subscribed and sworn to before me on this 7st day of December, 2006

(Insert Date)



[Signature]

Notary Public for IDAHO

Residing at: BOISE, ID

My commission expires: 2/8/2012

### 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.

G.

**CERTIFICATE OF MAILING**

I certify that on this 21st day of December, 2006, I caused to be served the original and copies of this response to the following persons by the indicated methods:

1. Original to: Clerk of the District Court U. S. MAIL  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707
2. One copy to the claimant of the water right at the following addresses:  
  
Claimant Name: Idaho Power Company U. S. MAIL  
Address: P.O. Box 70  
Boise, ID 83707
3. One copy to the party who filed the objection at the following address:  
  
Name: Idaho Power Company U. S. MAIL  
Address: P.O. Box 70  
Boise, Idaho 83707
4. Copies to: IDWR Document Depository STATEHOUSE  
PO Box 83720 MAIL  
Boise, ID 83720-0098  
  
John K. Simpson U. S. MAIL  
Barker, Rosholt & Simpson LLP  
P.O. Box 2139  
Boise, ID 83701  
  
James S. Lochhead U. S. MAIL  
Adam T. DeVoe  
Brownstein Hyatt & Farber PC  
410 17<sup>th</sup> Street, 22<sup>nd</sup> Floor  
Denver, CO 80202  
  
United States Department of Justice U. S. MAIL  
Environment and Natural Resource Division  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

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

(not applicable)

  
Deputy Attorney General