

COPY

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JUN 20 2007

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.: 01-04024

Case No. 39576)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: STATE OF IDAHO
Address: Office of the Attorney General
JRW Building, Second Floor
700 West State Street
P.O. Box 44449
Boise, Idaho 83711-4449
Phone: (208) 334-2400

Name and Address of Attorney, if any:
Attorney Name: LAWRENCE G. WASEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID I. STANISH (ISB # 7310)
Deputy Attorney General
Attorney Address: Office of the Attorney General
Natural Resources Division
JRW Building, Second Floor
700 West State Street
P.O. Box 44449
Boise, Idaho 83711-4449
Attorney Phone No. (208) 334-2400

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

Name: Burley Irrigation District
250 East 100 South
Burley, ID 83318

Name & Address of Attorney, if any:

Roger D. Ling
Ling, Robinson & Walker
615 H Street, PO Box 396
Rupert, ID 83350

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 Provisions Necessary**
11. ☒ **Explanatory Material**
12. **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)

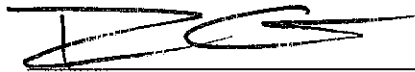
DAVID I. STANISH, Deputy Attorney General, being first duly sworn, upon oath, deposes and says:

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

DAVID I. STANISH
Deputy Attorney General

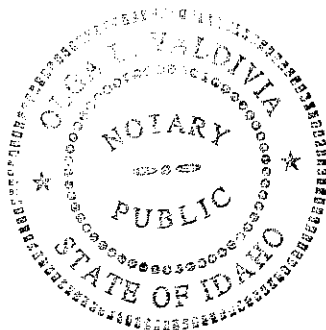


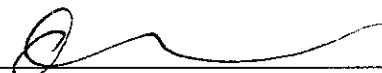
By Attorney signing in representative capacity

Subscribed and sworn to before me on this

6-19-07

(Insert Date)




Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2/5/2012

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 19th day of June 2007 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
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707 | FEDERAL
EXPRESS |
| 2. | One copy to the claimant of the water right at the following addresses: | | |
| | Claimant Name: | United States of America
Regional Director PN Region
Bureau of Reclamation PN-3100 | U. S. MAIL |
| | Address: | 1150 N Curtis Rd Ste 100
Boise, ID 83706-1234 | |
| 3. | One copy to the party who filed the objection at the following address: | | |
| | | Burley Irrigation District
c/o Roger D. Ling
Ling, Robinson & Walker
615 H Street, PO Box 396
Rupert, ID 83350 | U. S. MAIL |
| 4. | Copies to: | IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098 | STATEHOUSE
MAIL |
| | | E. Gail McGarry
David W. Gehlert
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street – 8 th Floor
Denver, CO 80294 | U. S. MAIL |

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 (not applicable)
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449



Deputy Attorney General