



United States Department of the Interior



BUREAU OF RECLAMATION
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234

IN REPLY REFER TO:

PN-3100
WTR-4.10

a
RECEIVED

JUN 25 2007

DEPARTMENT OF
WATER RESOURCES

JUN 22 2007

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, Idaho 83303

Subject: Response to Objection, Water Right No. 01-2068

Dear Clerk of the Court:

On June 15, the original SF-2, Response to Objection for the above captioned subcase was served to the Snake River Basin Adjudication Court and a copy was inadvertently mailed to Minidoka Irrigation District c/o Mr. Kent Fletcher at PO Box 248, ID 83318-0248, which was in error. A copy should have been mailed to Milner Irrigation District and North Side Canal Company, c/o Barker, Rosholt & Simpson LLP at PO Box 485, Twin Falls, Idaho 83303-0485. Attached is a Certificate of Mailing showing that a copy has been mailed to the correct party.

Sincerely,

E. Gail McGarry
Program Manager
Water Rights & Acquisition

Enclosure

RECEIVED

JUN 25 2007

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE DEPARTMENT OF
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS WATER RESOURCES

In Re SRBA)

Case No. 39576)

A. Subcase 1-2068

(Insert water right number
from the Objection Form)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: E. Gail McGarry
United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, ID 83706 -1234
Daytime Phone: (208) 378-5306

Name & Address of Attorney, if any:

David W. Gehlert (303) 844-1386 Trial Attorney,
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street – 8th Floor
Denver, CO 80294

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

Milner Irrigation District
5294 E 3610 N
Murtaugh, ID 83344

North Side Canal Company
921 N. Lincoln
Jerome, ID 83338

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**
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)

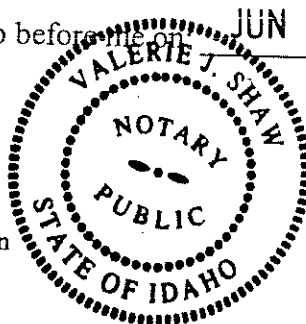
Celestino P. Tafoya, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Celestino P. Tafoya
(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on JUN 13 2007

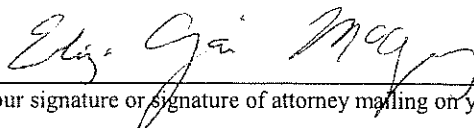


Valerie J. Shaw
Notary Public for: Idaho
Residing at: Meridian
My Commission Expires: June 2, 2012

CERTIFICATE OF MAILING

I certify that on June 22 2007, I mailed a copy of the United States Department of the Interior, Bureau of Reclamation's SRBA Response to Objection for Water Right No. 01-2068 to:

Milner Irrigation District
North Side Canal Company
c/o John Rosholt, ISB# 1037
John K. Simpson, ISB# 4242
Travis L. Thompson, ISB# 6168
Paul L. Arrington, ISB# 7198
Barker Rosholt & Simpson, LLP
P.O. Box 485
Twin Falls, ID 83303-0485


Your signature or signature of attorney mailing on your behalf

CERTIFICATE OF MAILING

I certify that on June 22, 2007, I served by U.S. Mail, postage prepaid, a Letter regarding Additional Certificate of Service for The Bureau of Reclamation's Response to Objection of Water Right No. 01-2068.

Original to:

Clerk of the Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

Copies to:

John Rosholt
John K. Simpson
Travis L. Thompson
Paul L. Arrington
Barker Rosholt & Simpson, LLP
P.O. Box 485
Twin Falls, Idaho 83303-485

Attorneys for Milner Irrigation District and North Side Canal Company

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

Kent Fletcher
P.O. Box 248
Burley, ID 83318-0248

Attorney for Minidoka Irrigation District