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AUG 17 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

Case No. 39576

A. Subcase 63-3226

(Insert water right number)

STANDARD FORM 2  
RESPONSE TO OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Karen A. Saleen

Address: 8771 Purple Sage Road

Middleton, ID 83644

Daytime Phone: 208-585-3278

Name and Address of Attorney, if any:

Bruce M. Smith / Carl J. Withroe

Moore Smith Buxton & Turcke, Chtd.

950 W. Bannock Street, Suite 520

Boise, ID 83702

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

Name: Black Canyon Irrigation District

Address: PO Box 226

Notus, ID 83656

**D.** I am responding to the objections to the following elements. (Please check the appropriate box(es)).

☐ 1. **Name and Address**

X 2. **Source**

☐ 3. **Quantity**

☐ 4. **Priority date**

☐ 5. **Point of Diversion**

☐ 6. **Instream Flow Description**

☐ 7. **Purpose(s) of Use**

☐ 8. **Period of Year**

☐ 9. **Place of Use**

X 10. **Recommendation**

X 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 )

Carl J. Withroe, duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

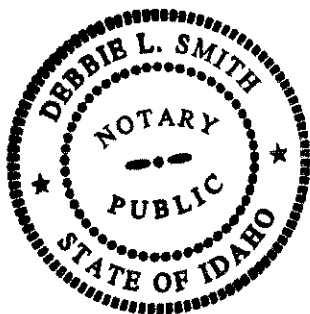
That I am the party/claimant filing this response, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

Carl J. Withroe

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: August 16, 2007



Debbie L. Smith  
Notary Public for Idaho

Residing at: Boise ID

My Commission Expires: 6/8/2013

F.

CERTIFICATE OF MAILING

I certify that on August 16, 2007, I mailed the original and copies of this objection, 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:

Name: Karen A. Saleen  
Address: 8771 Purple Sage Road  
Middleton, ID 83664

3. One copy to the party who filed the objection at the following address:

Name: Black Canyon Irrigation District / Charles F. McDevitt  
Address: PO Box 226 McDevitt & Miller LLP  
Notus, ID 83656 PO Box 2564  
Boise, ID 83701

4. Copies to:

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

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

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

Carl J. Withhe

Your signature or signature of attorney  
mailing on your behalf