

Clerk of District Court

August 26, 2007

Snake River Basin Adjudication
PO Box 2707
Twin Falls , ID 83303-2707

I am responding to a letter I just received concerning an objection filed by:

Riverside Irrigation District
PO Box 1080
Parma, ID 83660

I am a member of Can-Ada Properties LLC. which purchased the subject property last fall. The paperwork for the objection was incorrectly mailed to the former owner:

Mr. John K Olsen
5190 Hubler Lane
Caldwell, ID 83605

Can- Ada Properties LLC. understandably received this paperwork late and I have missed the targeted response date. However, Mr. Olsen did receive and resolve a similar objection filed by Ada County Drainage District No. 2 (Withdrawal of Objection attached). Ada County Drainage District has withdrawn their objection for the following reasons:

- Mr. Olsen diverts his irrigation water into the drainage ditch approximately 1/4 mile upstream and re-pumps when the drainage ditch crosses State street and reaches the head ditch of the subject parcel.
- In this way less water is wasted and used.

Can-Ada Properties requests the withdrawal of your objection.

Sincerely,



Kurt Barats

Can-Ada Properties
391 W. State St. Suite G
Eagle, ID 83616

C) (208) 869-0616

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 63-15746

(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

Name: RIVERSIDE IRRIGATION DISTRICT
Address: PO Box 1080
Parma, ID 83660

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. 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)

Brian Sauer, 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.

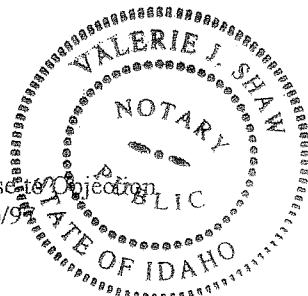
Brian W Sauer
(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: AUG 08 2007

Valerie J Shaw

Notary Public for: Idaho
Residing at: Meridian
My Commission Expires: 6-2-2012



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.

F. CERTIFICATE OF MAILING

I certify that on August 15, 2007, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: John K. Olsen
Address: 5190 Hubler Lane
Caldwell, ID 83605

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

Name: RIVERSIDE IRRIGATION DISTRICT
Address: PO Box 1080
Parma, ID 83660

4. Copies to:

IDWR Document Depository
PO Box 83720
Boise ID 83720-0098

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

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise ID 83724

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102
Boise, ID 83702

E. Gail McGamy
Your signature or signature of attorney
mailing on your behalf

S. BRYCE FARRIS (ISB #5636)
RINGERT CLARK CHARTERED
455 S. THIRD STREET
P.O. BOX 2773
BOISE, IDAHO 83701-2773
Telephone: (208) 342-4591
Facsimile: (208) 342-4657

Attorneys for Ada County Drainage District No. 2

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 63-15746

WITHDRAWAL OF OBJECTION

COMES NOW, Ada County Drainage District No. 2, by and through its attorneys of record
Ringert Clark, Chartered, hereby withdraws it's objection in the above-referenced matter.

DATED this 18th day of July, 2007.

RINGERT CLARK CHARTERED


S. Bryce Farris

Attorneys for Ada County Drainage District No. 2

COPY

CERTIFICATE OF MAILING

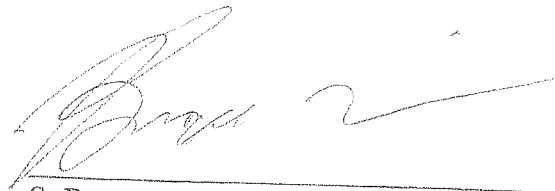
I hereby certify that on this 12th day of July, 2007, I served a true and correct copy of the foregoing document via U.S. mail, postage prepaid to the following:

John K. Olsen
5190 Hubler Lane
Caldwell, Idaho 83605

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 W. Fort Street, MSC 033
Boise, Idaho 83724

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


S. Bryce Farris