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OCT 24 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 75-14201

(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: Jack F. and Diane M. Ellis

Address: P.O. Box 301

Salmon, Idaho 83467

Daytime Phone: 208-756-2346

Name & Address of Attorney, if any:

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

Name: United States of America, Dept. of Interior

Address: 1387 South Vinnell Way Bureau of Land Management

Boise, Idaho 83709-1657

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
11. Recommendation

☐ This water right should not exist.

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

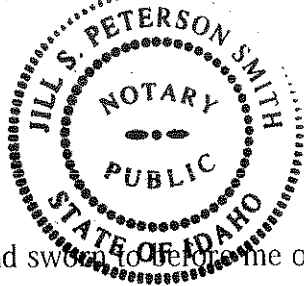
E. **VERIFICATION** (Must be Completed)

State of Idaho)
)ss.

County of Lemhi)

Jack T. Ellis, duly sworn, upon oath, deposes and says:
(Name of person filing response)

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.



Jack T. Ellis
(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: October 24, 2007
Jill S. Peterson Smith
Notary Public for Lemhi, ID
Residing at: Salmon ID
My Commission Expires: 3-26-13

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 Oct 24, ²⁰⁰⁷199, 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
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: _____
Address: _____

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

Name: United States Dept. of Justice
Address: 550 West Fort St, MSC 033 Boise, Id 83724

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

Jack F. Ellis
Your signature or signature of attorney
mailing on your behalf

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OCT 25 2007

DEPARTMENT OF
WATER RESOURCES

October 24, 2007

In 1974 my wife and I owned the SE 1/4, NW 1/4 Section 5 Township 22 N - Range 23 E (40 acres). To clear up a small trespass in the North half of the SW 1/4, NW 1/4 Section 5 we traded the Bureau of Land Management the South half of the SE 1/4, NW 1/4 of Section 5 (20 acres) for the North half of the SW 1/4, NW 1/4 of Section 5 (20 acres).

Therefore the place of use under water right 75 - 14201 does not include any federal public lands.

Place of use:

T22N R23E Section 5 N $\frac{1}{2}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$.
T22N R23E Section 5 N $\frac{1}{2}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$.

Property Owner
Jack F. Ellis

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OCT 26 2007

DEPARTMENT OF
WATER RESOURCES

October 24, 2007

In 1974 my wife and I owned the SE 1/4, NW 1/4 Section 5 Township 22 N - Range 23 E (40 acres). To clear up a small trespass in the North half of the SW 1/4, NW 1/4 Section 5 we traded the Bureau of Land Management the South half of the SE 1/4, NW 1/4 of Section 5 (20 acres) for the North half of the SW 1/4, NW 1/4 of Section 5 (20 acres).

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T22N R 23E Section 5 N $\frac{1}{2}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$.

Property Owner
Jack F. Ellis