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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 47-14208
(Insert water right number)

Case No. 39576)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office
Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657
Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: J.R. Simplot Self-Declaration of Revocable Trust
Address: P.O. Box 27; Boise, Idaho 83707
Name: c/o Ronald N. Graves (attorney for objector)
Address: ;
Name: ;
Address: ;

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.

REASONS SUPPORTING RESPONSE:

The legal description for POD & POU may include Federal land. The description should be specific enough to exclude Federal land. This claim appears similar to a license issued to BLM.

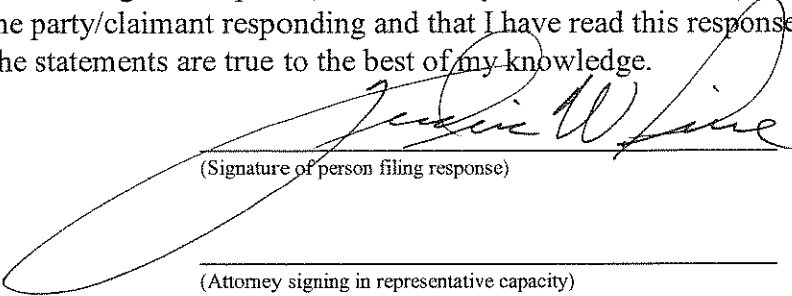
E.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of ADA)

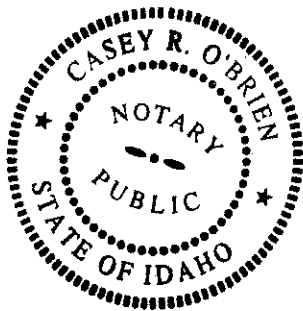
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing response)

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.


(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 20, 2007




Casey R. O'Brien

Notary Public for State of Idaho
Residing at: Nampa, ID.
My Commission Expires: 10-31-2009

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 11/20, 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
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

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

J.R. Simplot Self-Declaration of Revocable Trust
P.O. Box 27; Boise, Idaho 83707-0027

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

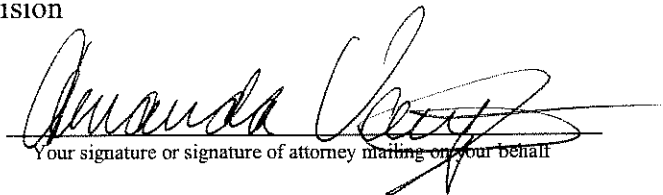
J.R. Simplot Self-Declaration of Revocable Trust
P.O. Box 27; Boise, Idaho 83707
c/o Ronald N. Graves (attorney for objector)

4. Copies to:

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 and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Your signature or signature of attorney mailing on your behalf

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
47-14146	JAMES MC CABE RFD #1 FILER ID 83328 WALTER MC CABE 4056 N 2600 E FILER ID 83328	Disallowed	No lawful appropriation shown.
47-14183	ROBERT D LIVINGSTON 3300 E 3338 N KIMBERLY ID 83341	Disallowed	No beneficial use found.
47-14186	DARRELL M FUNK 3173 N 4900 E MURTAUGH ID 83344 DAVID L FUNK 3040 N 3800 E HANSEN ID 83334	Disallowed	No lawful appropriation shown.
47-14189	DAVID L FUNK 3040 N 3800 E HANSEN ID 83334 DARRELL M FUNK 3173 N 4900 E MURTAUGH ID 83344	Disallowed	No lawful appropriation shown.
47-14208	J R SIMPLOT SELF DECLARATION REVOCABLE TRUST PO BOX 27 BOISE ID 83707-0027	Disallowed	No lawful appropriation shown.
47-14232	JOSEPH W BEARD RT 2 BOX 231 FILER ID 83328	Disallowed	No lawful appropriation shown.
47-14235	J R SIMPLOT SELF DECLARATION REVOCABLE TRUST PO BOX 27 BOISE ID 83707-0027	Disallowed	No lawful appropriation shown.
47-14242	CYNTHIA J KOEPLIN PO BOX 365 FILER ID 83328 CAREY L KOEPLIN PO BOX 365 FILER ID 83328	Disallowed	No lawful appropriation shown.
47-14243	J R SIMPLOT SELF DECLARATION REVOCABLE TRUST PO BOX 27 BOISE ID 83707-0027	Disallowed	No lawful appropriation shown.
47-14292	CAROLE J KASEL 1336 EASTLAND DR N TWIN FALLS ID 83301 RONALD A KASEL 1336 EASTLAND DR N TWIN FALLS ID 83301	Disallowed	No beneficial use found.
47-14383	THOMAS G WALKER SR 485 E BAYBROOK COURT BOISE ID 83706	Disallowed	No lawful appropriation shown.
47-14430	D & H FARMS RT 1 FILER ID 83328	Disallowed	No lawful appropriation shown.

47-14208

J.R. Simplot Self-Declaration of Revocable Trust

