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FEB 05 2008  
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 No. 02-2065       |
|                | ) | Consolidated Case #92-23     |
|                | ) |                              |
| Case No. 39576 | ) | <b>STANDARD FORM 2</b>       |
|                | ) | <b>RESPONSE TO OBJECTION</b> |
| _____          | ) |                              |

B. NAME AND ADDRESS OF PERSON RESPONDING:

Name: IDAHO POWER COMPANY  
Address: P. O. BOX 70  
BOISE, IDAHO 83707  
Daytime Phone: (208) 388-2112

Name and Address of Attorney:

James S. Lochhead  
Michael A. Gheleta  
Brownstein Hyatt Farber Schreck, P.C.  
410 17<sup>th</sup> St., Suite 2200  
Denver, CO 80202  
Telephone: (303) 223-1100

John K. Simpson  
Shelley M. Davis  
Barker, Rosholt & Simpson, LLP  
P.O. Box 2139  
Boise, ID 83701-2139  
Telephone: (208) 336-0700

C. NAME AND ADDRESS OF PERSON(S) WHO FILED OBJECTION TO WHICH YOU  
ARE RESPONDING:

Name: State of Idaho  
700 W. State – Second Floor  
P.O. Box 44449  
Boise, ID 83701-4449

D. I am responding to the objection(s) to the following elements:

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: Reasons supporting objection.
11. Recommendation:
  - ☐ This water right should not exist
  - ☐ This water right was not recommended, but should be recommended with the elements described above.

This Response is filed in the Snake River Basin Adjudication pursuant to applicable deadlines, and is done without prejudice to Idaho Power Company's rights to pursue the issues encompassed herein and related issues in other appropriate forums, state or federal.

VERIFICATION

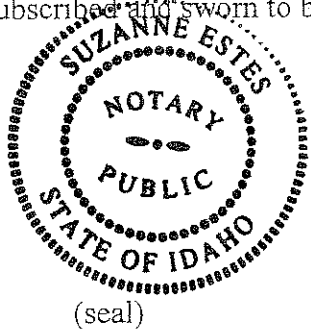
State of IDAHO       )  
                                  ) ss.  
County of               )

Shelley M. Davis, duly sworn, upon oath, deposes and says:

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.

\_\_\_\_\_  
Shelley M. Davis  
Attorneys for Respondents

Subscribed and sworn to before me on: 2/4, 2008



Suzanne Estes  
Notary Public for: Idaho  
Residing at: Boise Idaho  
My Commission Expires: 6/1/2012

## CERTIFICATE OF MAILING

I certify that on Feb. 4, 2008, I hand-delivered, e-mailed or mailed, as indicated below, the original and copies of this response, including all attachments, to the following persons:

1. Original \_\_\_ hand-delivered ☒ mailed \_\_\_ E-mailed to: via FedEx overnight

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

2. One copy \_\_\_ hand-delivered ☒ mailed \_\_\_ e-mailed to the claimant and parties who filed the objections at the following address:

IDAHO POWER COMPANY  
P. O. BOX 70  
BOISE, IDAHO 83707

STATE OF IDAHO  
STATEHOUSE  
P.O. BOX 83720  
BOISE, ID 83720

3. Copies \_\_\_ hand-delivered ☒ mailed \_\_\_ e-mailed to:

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

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

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

  
\_\_\_\_\_