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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)
)
Case No. 39576)
)
)
)
)

A. **Subcase** 2-4001A
(Insert water right number
From the Objection Form)
Consolidated Subcase 92-23

STANDARD FORM 2
RESPONSE TO OBJECTION

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

B. NAME AND ADDRESS OF PERSON RESPONDING

Jeff C. and Jackie Harper
Basin and Range Resource Company, LLC
Interested Water Users
608 West Franklin Street
Boise, Idaho 83702
(208) 424-7800

Name & Address of Attorney, if any:
Dana L. Hofstetter, ISB # 3867
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, Idaho 83702
(208) 424-7800

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

Name: Idaho Power Company
Address: P.O. Box 70
Boise, Idaho 83707

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.	✖	**Other Provisions Necessary for Definition or Administration**

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 Ada)

Dana L. Hofstetter 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)
Dana L. Hofstetter
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: February 4, 2008

CHRISTINE ROBINSON
Notary Public
State of Idaho

Notary Public for the State of Idaho
Residing at: Boise ID
My Commission Expires: 6/11/2013

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 patties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

I certify that on February 5, 2008, I caused to be hand delivered the original and caused to be mailed 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:

Name: Idaho Power Company
Address: P.O. Box 70
Boise, Idaho 83707

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

Name: John K. Simpson
Shelley M. Davis
Address: Barker Rosholt & Simpson
P.O. Box 2139
Boise, Idaho 83701-2139

James S. Lochhead
Michael A. Gheleta
Brownstein Hyatt Farber Schreck
410 17th Street, Suite 2200
Denver, CO 80202

4. Copies to:

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

United States Department of Justice
Environment & Natural Resource 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

Randall C. Budge
P.O. Box 1391
Pocatello, Idaho 83204-1391

Josephine Beeman
409 West Jefferson
Boise, Idaho 93702

Your signature or signature of attorney mailing on your behalf