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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 No. 1-210
	)	
Case No. 39576	)	STANDARD FORM 2
	)	RESPONSE TO OBJECTION
_____	)	

B. NAME AND ADDRESS OF PERSON RESPONDING:

Name: North Side Canal Company
Address: 921 N. Lincoln Ave.
Jerome, Idaho 83338

Name and Address of Attorney:

Attorney Name: John K. Simpson / Travis L. Thompson / Paul L. Arrington
Attorney Address: Barker Rosholt & Simpson LLP
113 Main Ave W., Suite 303
P.O. Box 485
Twin Falls, Idaho 83303-0485
Attorney Phone: (208) 733-0700

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

Name: Aberdeen-American Falls Ground Water District et al.
Address: c/o Lynn Tominaga
P.O. Box. 2624
Boise, Idaho 83701-2624

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

1. ☐ Name and Address
2. ☐ Source:
3. ☒ Quantity: The quantity is defined by prior decree. The "condition" requested is not factually correct, legal, or necessary for the administration of this water right.
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: The place of use element should be decreed as recommended.
10. ☒ Other Conditions: The requested "condition" referring to water right "overlaps" is vague and undefined making a response impossible at this time. The requested "condition" regarding water availability is not factually correct, legal, or necessary for the administration of this water right.
11. Recommendation:
 - ☐ This water right should not exist
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

D. REASONS SUPPORTING RESPONSE.

The water right should be decreed as previously decreed and recommended.

VERIFICATION

State of IDAHO)
) ss.
County of Twin Falls)

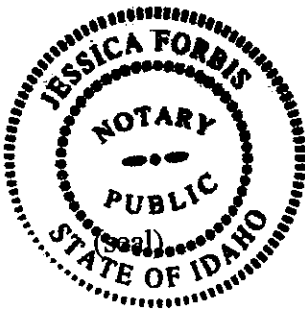
TRAVIS L. THOMPSON, duly sworn, upon oath, deposes and says:

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.

Travis L. Thompson
Barker Rosholt & Simpson LLP

Attorneys for Respondent

Subscribed and sworn to before me on: February 27, 2009



Notary Public for: Idaho
Residing at: Twin Falls
My Commission Expires: 4/3/12

CERTIFICATE OF MAILING

I certify that on February 27th 2009, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the party who filed the objections at the following address:

Name: Randy Budge / Scott Smith / Candice McHugh
Address: Racine Olson
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Attorneys for Objector Ground Water Districts

3. Copies to:

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Idaho Falls, Idaho 83405

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Boise, Idaho 83720-0098

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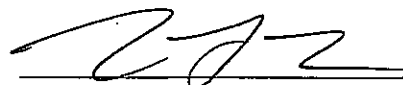
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