

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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MAR 05 2009

DEPARTMENT OF
WATER RESOURCES

In Re SRBA

Case No. 39576

A. Subcase 1-5

(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: E. Gail McGarry
United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, ID 83706 -1234
Daytime Phone: (208) 378-5306

Name & Address of Attorney, if any:
David W. Gehlert (303) 844-1386 Trial Attorney,
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street – 8th Floor
Denver, CO 80294

**C. NAME AND ADDRESS OF PERSON WHO FILED THE 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 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
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)

Robert L. "Hap" Boyer, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

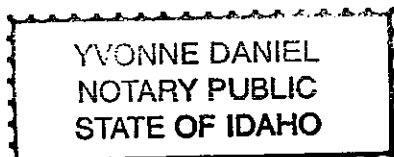
That I am the party/claimant filing this response as defined by I.C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

Robert L. Boyer
(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 3-2-2009

Yvonne Daniel



Notary Public for: Idaho
Residing at: Burley, Id.
My Commission Expires: 9-21-2010

INSTRUCTIONS FOR MAILING

Your 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.

I certify that the original Response was served to the Court and copies were mailed on March 3, 2009.

1. Original to:

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

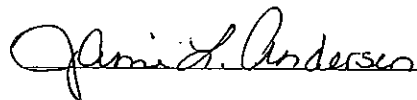
2. One copy to the party who filed the objections at the following address:

Name Randy Budge / Scott Smith / Candice McHuch
Address Racine Olson
101 S. Capitol Blvd., Suite 208
Boise, Idaho 83702
Attorneys for Objector Ground Water Districts

3. Copies to:

C. THOMAS ARKOOSH PO BOX 32 GOODING, ID 83330	CALL FARMS PARTNERSHIP Represented by: PATRICK D. BROWN HUTCHINSON & BROWN LLP PO BOX 207 TWIN FALLS, ID 83303-0207
TRAVIS THOMPSON JOHN SIMPSON BARKER, ROSHOLT & SIMPSON LLP PO BOX 485 TWIN FALLS, ID 83303-0485	NATURAL RESOURCES DIV CHIEF STATE OF IDAHO ATTORNEY GENERAL'S OFFICE PO BOX 44449 BOISE, ID 83711-4449
SARAH A KLAHN WHITE & JANKOWSKI LLP 511 16 TH STREET STE 500 DENVER, CO 80202	ROGER D. LING PO BOX 396 RUPERT, ID 83350-0396
ROBERT A. MAYNARD PERKINS COIE LLP 201 E FRONT STREET STE 400 BOISE, ID 83702-7310	CRAIG D. HOBDEY PO BOX 176 GOODING, ID 83330
US DEPARTMENT OF JUSTICE ENVIRONMENT & NATURAL RESOURCES 550 WEST FORT STREET, MSC 033 BOISE, ID 83724	JOSEPHINE P. BEEMAN 409 W JEFFERSON ST BOISE, ID 83702

ROBERT L. HARRIS Holden, Kidwell, Hahn & Crapo PLLC PO BOX 50130 IDAHO FALLS, IF 83405	W. KENT FLETCHER PO BOX 248 BURLEY, ID 83318
WILLIAM A. PARSONS PO BOX 910 BURLEY, ID 83318	STEVE MUECKE 925 W WANDA LN HEYBURN, ID 83336
DIRECTOR OF IDWR PO BOX 83720 BOISE, ID 83720-0098	BRET ANDERSEN ROBYN ANDERSEN 322 E MAIN BURLEY, ID 83318
TIM EILERS 1109 W 300 S HEYBURN, ID 83336	M. EVAN CALL 4373 COLD WATER RD AMERICAN FALLS, ID 83211
JERRY R. RIGBY PO BOX 250 REXBURG, ID 83440-0250	DEAN A. TRANMER PO BOX 4169 POCATELLO, ID 83201
MINIDOKA IRRIGATION DISTRICT Represented by: EDWARD F. ANDERSON PO Box 327 KINGSTON, ID 83839	

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