

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 No. 37-7767

STANDARD FORM 2
RESPONSE TO OBJECTION

B. NAME AND ADDRESS OF PERSON RESPONDING:

Tom O'Gara	Big Wood Canal Company
John F. Stevenson	112 South Apple Street
Bill Molyneux	Shoshone, ID 83352
Pete Van Der Meulen	
Grace Eakin	
Rocky Sherbine	
Gerald Bashaw	
Pepin Corso-Harris	
c/o Concerned Water Users	
P.O. Box 1200	
Bellevue, ID 83313	

Name and Address of Attorneys:

Albert P. Barker	Craig Hobdey
Barker Rosholt & Simpson LLP	Hobdey & Hobdey
1010 W. Jefferson Street, Suite 102	P.O. Box 176
P.O. Box 2139	Gooding, ID 83330
Boise, ID 83701-2139	Phone: (208) 934-4420
Phone: (208) 336-0700	<i>Attorney for Big Wood Canal Company</i>
<i>Attorney for Concerned Water Users</i>	

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

Name: Flying Heart Ranch II Subdivision Owners Assn.
Address: P. O. Box 1800
Hailey, ID 83333

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

11. Recommendation:

- ☐ This water right should not exist
- ☐ This water right was not recommended, but should be recommended with the elements described above.

REASON SUPPORTING OBJECTION: This right is duplicative of 37-11828. Both should not be authorized. See also SF-1 filed by objectors on 37-11828.

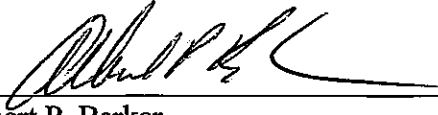
VERIFICATION

State of Idaho)
) ss.
County of Ada)

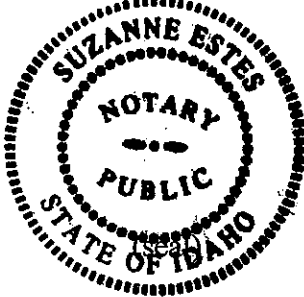
ALBERT P. BARKER, duly sworn, upon oath, deposes and says:

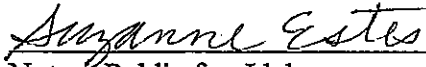
That I am the party/claimant filing this response, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding, and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(signature of person filing response)


Albert P. Barker
Barker Rosholt & Simpson LLP
Attorneys for Respondents

Subscribed and sworn to before me on: march 8, 2011




Notary Public for: Idaho
Residing at: Boise, Idaho
My Commission Expires: June 1, 2012

CERTIFICATE OF MAILING

I certify that on 3 / 8, 2011, 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 claimant and parties who filed the objections at the following address:

Name: Flying Heart Ranch II Subdivision Owners Assn.
Address: P. O. Box 1800, Hailey, ID 83333

3. Copies to:

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

United States Department of Justice
Environment & Natural Resources Div.
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

Fritz X. Haemmerle
P. O. Box 1800
Hailey, ID 83333

A handwritten signature in black ink, appearing to read "Albert P. Barker", written over a horizontal line.

Albert P. Barker