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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 39576

A. Subcase 2-2318A
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Diane B. Kritz, Charles J. Kritz, Jr. and Raymond C. Barker, Jr.

Address: 415 Volpi Ysabel Road

Paso Robles, CA 93446

Daytime Phone: (805) 239-2686

Name & Address of Attorney, if any:

Dana Hofstetter, ISB #3867

Debra K. Ellers, ISB #3497

Hofstetter Law Office, LLC

ATTORNEY AT LAW

608 West Franklin Street

P.O. Box 1122

Boise, Idaho 83702

McCall, Idaho 83638

(208)-424-7800

(208) 315-2827

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: William R. Wilkerson, Sr.

Imogene E. Wilkerson

Address: 2520 S. Powerline Road

Nampa, ID 83686

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)):

1. **X** **Name and Address**
Should be: _____
2. **X** **Source**
Should be: _____
3. **X** **Quantity**
Should be: _____
4. **X** **Priority Date**
Should be: _____
5. **X** **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. **X** **Purpose(s) of Use**
Should be: _____
8. **X** **Period of Year**
Should be: _____
9. **X** **Place of Use**
Should be: _____
10. **X** **I object because:**
 X This water right should not exist.

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

E. **REASONS SUPPORTING OBJECTION(S):** Abandonment/Non-use. Please
see Affidavit of William R. Wilkerson, Jr. filed contemporaneously herewith. Other
supporting evidence will be submitted at subsequent stages of this proceeding.

F.

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 objection)

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

Signature of person filing objection

Dana L. Hofstetter
Attorney signing in representative capacity

Subscribed and sworn to before me on: 25 JANUARY 2007



[Signature]
Notary Public for the State of Idaho

Residing at: BOISE, ID

My Commission expires: 05/2007

INSTRUCTIONS FOR MAILING

You must mail the objection, 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.

G. CERTIFICATE OF MAILING

I certify that on January 25, 2007, I filed the original with the SRBA Court and mailed copies of this Objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court (*via Overnight Mail*)
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

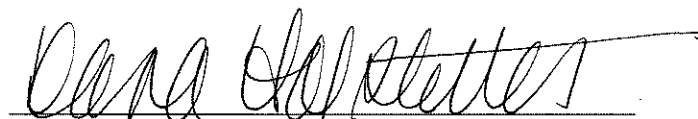
Name:	<u>William R. Wilkerson, Sr.</u>	<u>Jon C. Gould</u>
	<u>Imogene E. Wilkerson</u>	<u>Ringert Clark Chartered</u>
Address:	<u>2520 S. Powerline Road</u>	<u>P.O. Box 2773</u>
	<u>Nampa, ID 83686</u>	<u>Boise, ID 83701-2773</u>

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449

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



Signature of Objector of attorney
mailing on Objector's behalf

Dana L. Hofstetter, ISB No. 3867
HOFSTETTER LAW OFFICE, LLC
608 West Franklin Street
Boise, Idaho 83702
Telephone: (208) 424-7800
Facsimile: (208) 424-8774

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Debra K. Ellers, ISB No. 3497
ATTORNEY AT LAW
P.O. Box 1122
McCall, Idaho 83638
Telephone: (208) 315-2827
Facsimile: (208) 634-9946

Attorneys for Raymond C. Barker, Jr.,
Charles J. Kritz and Diane B. Kritz

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

In Re SRBA

Case No. 39576

)
) Subcase No. 2-2318A
)
)
)
)
)
)

**AFFIDAVIT OF
WILLIAM R. WILKERSON, JR.**

STATE OF IDAHO)
)
) ss.
COUNTY OF OWYHEE)

William R. Wilkerson, Jr. being first duly sworn upon oath, deposes and says:

1. I am over the age of 18 years and make this affidavit based upon
personal information.

CERTIFICATE OF SERVICE

I hereby certify that on the 25th day of January, 2007, I caused to be served copies of the foregoing **Affidavit of William R. Wilkerson, Jr.** on the following by the methods indicated below:

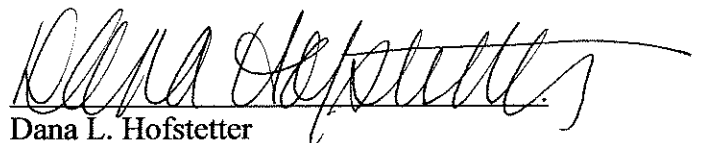
Idaho Department of Water Resources
Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098
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Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax

U.S. Dept. of Justice
Environment & Natural Resources
550 W. Fort St., MSC 033
Boise, ID 83724
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax

Jon C. Gould
Ringert Clark
P.O. Box 2773
Boise, Idaho 83701-2773
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax

William R. Wilkerson, Sr.
Imogene E. Wilkerson
2520 S. Powerline Road
Nampa, Idaho 83686
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax


Dana L. Hofstetter