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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 37-1224 A
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Marianne Hofstetter

Address: 19185 Hwy 20
Picabo, ID 83348

Daytime Phone: 208-788-2813

Name & Address of Attorney, if any:

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

Name: Walter J. Hofstetter, Marianne Hofstetter

Address: 19185 Hwy 20
Picabo, ID 83348

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

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☒ **Priority Date**
Should be: The remark to the priority date should be identical to the language of the *Brett v. Chapman* Decree. See below.
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☐ **Place of Use**
Should be:
10. **I object because:**
 - ☐ This water should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** See ^{the} attached ~~copy~~ of Decree from *Brett v. Chapman* which states that this right shall have "a priority date prior to the earliest priority on Silver Creek and Little Wood River as established by the decree in the case of S.C. Frost et al v. Alturas Water Company et al, or any other decree . . ." and also states that this right and others in

the *Brett Decree* “are hereby decreed to be absolute, independent, perpetual rights and independent of and prior to all other rights on Silver Creek and Little Wood River.”

F.

VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Blaine)

Marianne Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

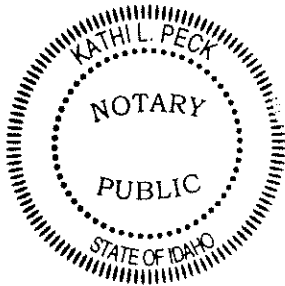
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Marianne Hofstetter
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

7 November, 2007



Kathi L. Peck
Notary Public for Carey ID
Residing at: Carey ID
My Commission Expires: 8/31/12

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 November 7, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
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: Marianne Hofstetter
Address: 19185 Hwy 20
Picabo, ID 83348

3. Copies to:

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

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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

Marianne Hofstetter,
Signature of objector or attorney
mailing on Objector's behalf