

# HOFSTETTER LAW OFFICE

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May 2, 2011

RECEIVED

MAY 03 2011

DEPARTMENT OF  
WATER RESOURCES

Attention: Julie Murphy  
Snake River Basin Adjudication Court  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707

Re: SRBA Subcase Nos. 63-33497, 63-33498, 63-33501 63-33502, and 63-33503

Dear Ms. Murphy:

On Friday, April 29, 2011, when I filed the Standard Form 4 - Motion to File Late Notice of Claim in each of the five (5) above-referenced subcases, I had not received the original signed SRBA Claims from my clients in the mail. Accordingly, I filed these Standard Form 4 - Motion to File Late Notice of Claim with unexecuted copies of the respective SRBA Claims. I have now received the respective original executed SRBA Claims in the mail which are enclosed. **Please replace the SRBA Claim copy attached to each Standard Form 4 - Motion to File Late Notice of Claim with the enclosed respective signed original.** With copies of this letter, I am also providing copies of the executed Claims to those who received service of the five (5) Standard Form 4 - Motion to File Late Notice of Claim for the substitution of the executed SRBA Claim copies in place of the unexecuted SRBA Claim copies. Please contact me if you have any questions. Thank you for your assistance with this matter.

Sincerely,

HOFSTETTER LAW OFFICE, L.L.C.



Dana L. Hofstetter

Enclosures

cc: IDWR Document Depository w/ encls.

Chief, Natural Resources Division w/ encls.

U.S. Department Of Justice w/ encls.



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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: 63-33497  
Date Received: \_\_\_\_\_  
Receipt No: \_\_\_\_\_  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GREG AND ANN OBENDORF  
26496 DEB LANE  
PARMA, IDAHO USA 83660

Phone: (208)722-6451

2. Date of Priority: 01/19/1906

3. Source: BOISE RIVER Trib. to: SNAKE RIVER  
SAND HOLLOW CREEK SNAKE RIVER  
UNNAMED DITCH SAND HOLLOW CREEK  
UNNAMED STREAM/COLE SLOUGH SAND HOLLOW CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 OF | 1/4 OF | 1/4 Lot | County                            |
|----------|-------|---------|--------|--------|---------|-----------------------------------|
| 05N      | 05W   | 25      | SW     | SE     | 2       | CANYON (BOISE RIVER)              |
|          |       |         | NW     | NW     |         | CANYON (INJECTION)                |
|          |       |         | NE     | NW     |         | CANYON (SAND HOLLOW CREEK)        |
|          |       | 24      | SW     | SE     |         | CANYON (UNNAMED STRM/COLE SLOUGH) |
|          |       |         | SW     | SE     |         | CANYON (UNNAMED DITCH)            |
|          | 04W   | 30      | SW     | NW     | 6       | CANYON (SAND HOLLOW CREEK)        |

5. Description of diverting works:



6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 3/1  | 11/15 | 2.79   |            |
| MITIGATION | 3/1  | 11/15 | 2.79   |            |

7. Total Quantity Claimed: 2.79 cfs

8. Non-irrigation uses: MITIGATION

9. Place of use:

| TWP   | RNG | SEC | NE ¼ |     |     |     | NW ¼ |     |     |     | SW ¼ |     |     |     | SE ¼ |     |     |     | Totals |
|-------|-----|-----|------|-----|-----|-----|------|-----|-----|-----|------|-----|-----|-----|------|-----|-----|-----|--------|
|       |     |     | NE¼  | NW¼ | SW¼ | SE¼ | NE¼  | NW¼ | SW¼ | SE¼ | NE¼  | NW¼ | SW¼ | SE¼ | NE¼  | NW¼ | SW¼ | SE¼ |        |
| 05N   | 05W | 23  |      | 5   | 25  | 12  | 29   |     |     | 17  |      |     |     |     | 35   |     |     | 32  | 155    |
|       |     | 24  |      |     |     |     |      |     |     |     | 2    | 23  | 30  | 34  |      |     | 10  |     | 99     |
|       |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |        |
|       |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |        |
|       |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |        |
|       |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |        |
| Total |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     | 254    |

Mitigation place of use is same as irrigation.

10. Place of use in counties: CANYON

11. Do you own the property listed above as place of use? Yes

12. Other Water Rights Used: 63-127, 63-128, 63-129, 63-130, 63-131, 63-160, 63-178, 63-3201, 63-9744

13. Remarks:



14. Basis of Claim: Beneficial Use

15. Signature(s)

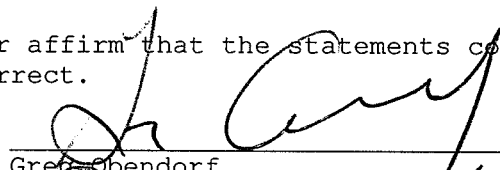
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_.

For Individuals:

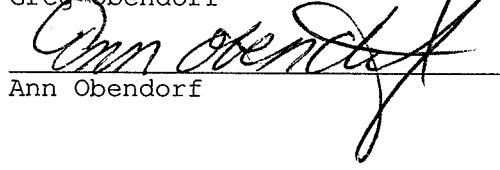
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimants:

  
Greg Obendorf

Date:

4/28/11

  
Ann Obendorf

Date:

4/28/11

17. NOTICE OF APPEARANCE:

Notice is hereby given that I, DANA L. HOFSTETTER, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature

  
DANA L. HOFSTETTER

Hofstetter Law Office, LLC

Address: 608 West Franklin Street, Boise, Idaho 83702

Date: April 29, 2011

