

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	)	A.	Subcase <u>37-717B</u> (Insert water right number)
	)		
Case No. 39576	)		
	)		STANDARD FORM 1
	)		OBJECTION
	)		

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Dana L. and Victor U. Hofstetter
Address: 1098 Los Luceros Drive
Eagle, Idaho 83616
Daytime Phone: (208) 424-7800

Name & Address of Attorney, if any:
Dana L Hofstetter
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, Idaho 83702

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

Name: City of Hailey
Address: 115 S. Main Street #H
Hailey, Idaho 83333

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: See reasons below.
2. ☒ **Source**
Should be: See reasons below.
3. ☒ **Quantity**
Should be: See reasons below.
4. ☒ **Priority Date**
Should be: See reasons below.
5. ☒ **Point(s) of Diversion**
Should be: See reasons below.
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: See reasons below.
8. ☒ **Period of Year**
Should be: See reasons below.
9. ☒ **Place of Use**
Should be: See reasons below.

11. **I object because:**

- ☒ 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):** This right is inconsistent with the *Frost Decree.*

F. VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Ada)

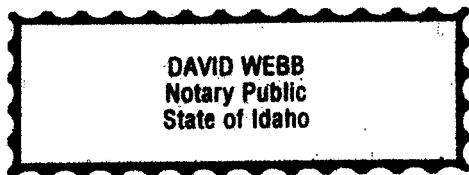
Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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: January 20, 2012



David Webb
Notary Public for the State of Idaho
Residing at: Boise
My Commission Expires: 5/13/2017

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 23, 2012, 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 Hand Delivery*)
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:

City of Hailey
115 S. Main Street #H
Hailey, Idaho 83333

Michael C. Creamer
PO Box 2720
Boise, Idaho 83701-2720

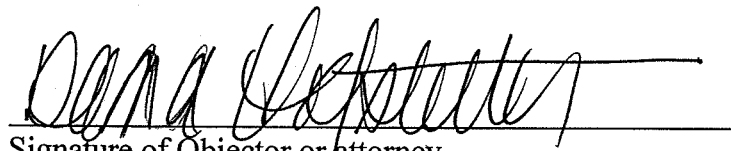
3. Copies to:

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

Randy Budge
PO Box 1391
Pocatello, Idaho 83204-1391

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

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



Signature of Objector or attorney
mailing on Objector's behalf