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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 63-33499

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: THEDRAKE LLC

Address: c/o Douglas K. Bates
950 West Bannock Street, Suite 1050
Boise, Idaho 83702

Daytime Phone: (208) 433-1222

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: THEDRAKE LLC

Address: c/o Douglas K. Bates
950 West Bannock Street, Suite 1050
Boise, Idaho 83702

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: March 1, 1938_____.
5. ☐ **Point of Diversion**
Should be: _____.
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____.
7. ☒ **Purpose(s) of Use**
Should be: Remark language should be Andrews Ditch Settlement Agreement language_____.
8. ☒ **Period of Year**
Should be: Remark language should be Andrews Ditch Settlement Agreement language_____.
9. ☒ **Place of Use**
Should be: Remark should be deleted_____.
10. **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): Date that other rights were diverted from another location and ditch capacity became available for diversion of this and other beneficial use rights; Andrews Ditch Settlement Agreement; historic beneficial use.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

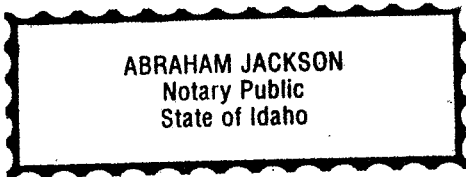
Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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: 7-19-12



Abraham Jackson
Notary Public for the State of Idaho
Residing at: US Bank Boise Id
My Commission expires: 3/2/18

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 July 20, 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
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:

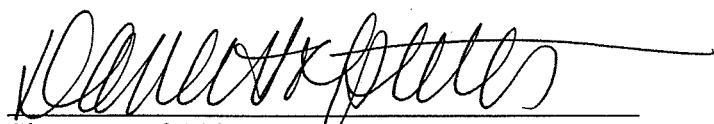
Name: THEDRAKE LLC
Address: c/o Douglas K. Bates
950 West Bannock Street, Suite 1050
Boise, Idaho 83702

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 or attorney
mailing on Objector's behalf