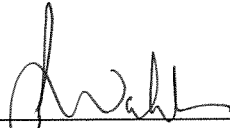


requesting until Friday, July 13, 2012 to file a Reply to the Response to the Petition for Reconsideration; (2) a response from me to Mr. Peppersack and Ms. Hofstetter indicating the Association's non-opposition to Ms. Hofstetter's request; and (3) a response from Mr. Peppersack agreeing to refrain issuing a decision until Friday, July 13, 2012.

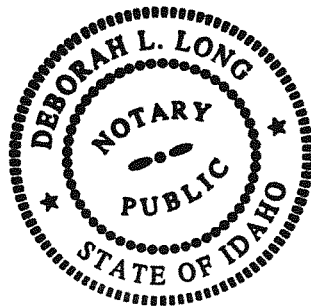
3. The Association supported Ms. Hofstetter's request out of courtesy, and to promote the final decision of this matter on the merits.

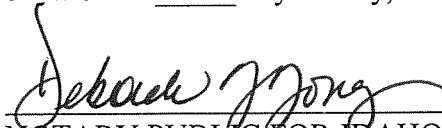
Further your affiant sayeth naught.



Andrew J. Waldera

SUBSCRIBED AND SWORN to before me this 17th day of July, 2012.





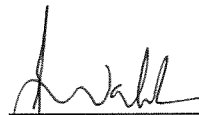
NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
My Commission Expires 10/10/2013

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of July, 2012, I caused a true and correct copy of the foregoing **AFFIDAVIT OF ANDREW J. WALDERA** to be served by the method indicated below, and addressed to the following:

Dana L. Hofstetter
HOFSTETTER LAW OFFICE, LLC
608 West Franklin Street
Boise, ID 83702
Fax: (208) 424-8774
Email: Dana@IdahoWaterLaw.com

- U.S. Mail, Postage Prepaid
- Hand Delivered
- Overnight Mail
- Facsimile



Andrew J. Waldera

Andy Waldera

From: Andy Waldera
Sent: Wednesday, July 11, 2012 3:20 PM
To: 'Hofstetter Law Office'; Peppersack, Jeff
Cc: John.Homan@idwr.idaho.gov
Subject: RE: Grays Creek Ditch - 4103.1

All:

To the extent IDWR would like to know where the Grays Creek Canal Association sits with respect to Ms. Hofstetter's request, it does not oppose the request.

So, if the Department is willing, please do allow Ms. Hofstetter and her client until Friday (July 13) to file a reply in support of the Trust's underlying Petition for Reconsideration.

Regards,

Andy Waldera

-----Original Message-----

From: Hofstetter Law Office [mailto:Dana@IdahoWaterLaw.com]
Sent: Wednesday, July 11, 2012 3:11 PM
To: Peppersack, Jeff
Cc: Andy Waldera; John.Homan@idwr.idaho.gov
Subject: Grays Creek Ditch - 4103.1

Jeff:

I would like a few days (until Friday) to file a Reply to the Response to the Petition for Reconsideration in the above-referenced matter. Would it be possible to hold off any decision in this matter until after Friday? This would still allow time for a decision within the 21 days of IDWR Rule of Procedure 730.

Thank you,
Dana Hofstetter

Exhibit A

Andy Waldera

From: Peppersack, Jeff [Jeff.Peppersack@idwr.idaho.gov]
Sent: Wednesday, July 11, 2012 5:38 PM
To: Hofstetter Law Office
Cc: Andy Waldera; Homan, John
Subject: RE: Grays Creek Ditch - 4103.1

Follow Up Flag: Follow up
Flag Status: Blue

Dana,
I'll wait until Friday before issuing a decision.

Jeff

-----Original Message-----

From: Hofstetter Law Office [mailto:Dana@IdahoWaterLaw.com]
Sent: Wednesday, July 11, 2012 3:11 PM
To: Peppersack, Jeff
Cc: Andy Waldera; Homan, John
Subject: Grays Creek Ditch - 4103.1

Jeff:

I would like a few days (until Friday) to file a Reply to the Response to the Petition for Reconsideration in the above-referenced matter. Would it be possible to hold off any decision in this matter until after Friday? This would still allow time for a decision within the 21 days of IDWR Rule of Procedure 730.

Thank you,
Dana Hofstetter