

**J. KAHLE BECKER (ISB # 7408)**

**Attorney at Law**

223 N. 6<sup>th</sup> St., Suite 325

Boise, Idaho 83702

Phone: (208) 345-8466

Fax: (208) 906-8663

Email: [kahle@kahlebeckerlaw.com](mailto:kahle@kahlebeckerlaw.com)

Attorney for Plaintiff/Counterdefendant/Appellant

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT**

**OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

JOHN HASTINGS, Jr.,  
Plaintiff/Counterdefendant/Appellant,

vs.

THE STATE OF IDAHO DEPARTMENT OF  
WATER RESOURCES, a Political Subdivision  
of the STATE OF IDAHO

Defendant/Counterclaimant/Respondent.

Case No. CV01-21-17825

**STIPULATED OBJECTION TO  
RECORD ON APPEAL AND  
REQUEST FOR CORRECTION**

The parties, through their undersigned attorneys of record, pursuant to Idaho Appellate Rule 29(a), jointly object to the Record on Appeal. The parties request the Court correct the record and include the Memorandum Decision on the Cross Motions for Summary Judgment dated 8/24/22. This Decision was requested to be included in Plaintiff/Counterdefendant/Appellant's Notice of Appeal and Amended Notice of Appeal. However, the Clerk did not include this Decision in the Record on Appeal.

In light of the Stipulated nature of this Objection, and as specified in IAR 29(a), a hearing is not requested.

DATED this 22<sup>nd</sup> day of February, 2023.

LAW OFFICES OF J. KAHLE BECKER

By: \_\_\_\_\_ /s/ J. Kahle Becker

J. KAHLE BECKER

Attorney for Plaintiff/Counterdefendant/Appellant

By:  \_\_\_\_\_

MEGHAN CARTER

Attorney for Defendant/Counterclaimant/Respondent

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 22<sup>nd</sup> day of February, 2023, I caused to be served the foregoing *Amended Notice of Appeal* the following persons:

Meghan Carter and Garrick Baxter  
Attorney for Defendant,  
Idaho Department of Water Resources  
garrick.baxter@idwr.idaho.gov  
meghan.carter@idwr.idaho.gov

via I-Court/Odyssey

/s/ J. Kahle Becker  
J. KAHLE BECKER  
Attorney for the Plaintiff/Counterdefendant